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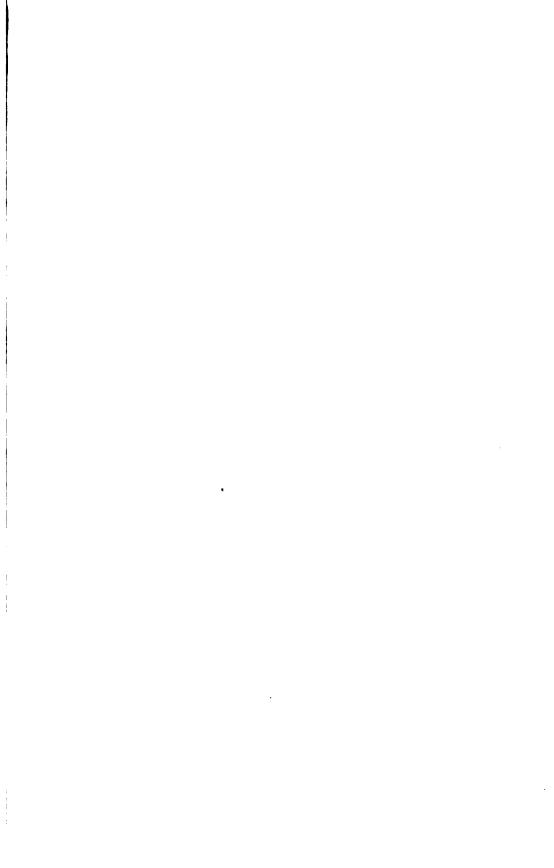
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South Carolina Collection

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ACTS

AND

JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

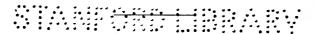
OF THE

State of South Carolina,

PASSED AT THE

REGULAR SESSION OF 1900.

PRINTED BY ORDER OF THE GENERAL ASSEMBLY AND DESIGNED TO FORM A PART OF THE TWENTY-THIRD VOLUME OF THE STATUTES AT LARGE, COMMENCING WITH THE ACTS OF THE REGULAR SESSION OF 1800.



COLUMBIA, S. C.

THE BRYAN PRINTING COMPANY, STATE PRINTERS. 1900.



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ACTS AND JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

State of South Carolina,

Passed at the Regular Session which was begun and held at the City of Columbia on the Ninth day of January, A. D. 1900, and was adjourned without day on the Seventeenth day of February, A. D. 1900.

M. B. McSweeney, Governor. R. B. Scarborough, Lieutenant-Governor and ex officio President of the Senate. Frank B. Gary, Speaker of the House of Representatives. Robert R. Hemphill, Clerk of the Senate. T. C. Hamer, Clerk of the House of Representatives.

PART I. GENERAL AND PERMANENT LAWS.

No. 163.

AN ACT TO AMEND AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO PROVIDE FOR THE COUNTY GOVERNMENT OF THE VARIOUS COUNTIES OF THIS STATE,' APPROVED THE 6TH DAY OF MARCH, 1899."

A. D. 1900.

No. 129.

Section I. Be it enacted by the General Assembly of the Sec. 1, Act State of South Carolina, That section I of said Act be amended 1899, XXIII., so as to read as follows:

Section I. That there shall be in each of the counties of this State a County Board of Commissioners, which shall be composed of the County Supervisor, who shall be elected and hold whom composed; term of office as now provided by law, and two Commissioners, who office, &c. shall be appointed by the Covernor, upon the recommendation shall be appointed by the Governor, upon the recommendation of the members of the General Assembly from the several counties, or a majority of them, and whose term of office shall be coterminal with that of the Supervisor with whom they are appointed to serve, and until their successors will be appointed and qualified. Said Commissioners shall be commissioned by the Secretary of State as other county officers, but without Provise as to charge for their commissions: Provided, That in Pickens ter, Richland County the Supervisor and the said Commissioners shall each and York, and Coun give bond in the sum of two thousand dollars: Provided, further, That in Sumter County six Commissioners shall be appointed, who with the County Supervisor shall constitute the County Board of Commissioners in said county: Provided, further. That in Richland County one Commissioner shall be elected in each township by the qualified electors thereof at the next general election and every two years thereafter, and they shall hold office for two years from election, and until their successors shall be elected and qualified: Provided, further, In the County of York there shall be appointed by the Governor, upon the recommendation of the delegation in the General Assembly, three discreet persons in every township, one of whom shall be Chairman of the Township Board of Commissioners, and he shall attend the meetings of the County Board of Commissioners at least quarterly, and shall receive fifteen dollars per annum, payable quarterly, for such attendance; and the said Township Board shall be the Township Assessors for their respective townships, and shall be paid the per diem and mileage herein provided: Provided, In the Counties of Colleton and Oconee the said County Commissioners for the said counties are to be elected by the qualified electors thereof at the next general election and at each general election thereafter. shall hold for two years, and until their successors are elected

> and qualified. One of said Commissioners shall be present and act with the County Supervisor in awarding all contracts for the repair of all highways and bridges, where the contract price exceeds ten dollars, and shall likewise be present when such repairs are to be inspected and received: Provided. That in the Counties of Lexington, Orangeburg, Spartanburg, Union and

Dorchester, the County Board of Commissioners shall be composed of a Supervisor and two Commissioners, of which Board the Supervisor shall be Chairman, and said Supervisor and Commissioners shall be elected at the next general election and every two years thereafter, and shall hold their terms of office for two years and until their successors shall be elected and The two Commissioners shall each give bond in the sum of one thousand dollars, with sureties to be approved by the Auditor and Treasurer. In the Counties of Lexington and Union they shall each receive as compensation two hundred and fifty dollars per annum; and in the County of Orangeburg three hundred and fifty dollars per annum; said salaries to be without mileage. In the County of Orangeburg, in addition to the duties now devolved by law upon such Boards, said Board of Commissioners for said counties shall prepare and keep a record of the roads, with the number of miles of each highway and the number of bridges over ten feet in length on each of said roads, and shall also furnish a certified statement of the receipts and expenditures of all the county officers, and shall transmit the same to the members of the General Assembly, not later than ten days after the opening of the session thereof. In the County of Dorchester the Supervisor shall receive two hundred and fifty dollars and the Commissioners two hundred dollars; and in said County of Dorchester and in the County of Marlboro the Commissioners shall, on or before the second Monday of each and every month, file with the Clerk of the Court of Common Pleas a full and itemized statement of all the purchases, disbursements and expenditures during the preceding month, which statement shall be open for public inspection.

Sec. 2. That section 4 of said Act be so amended to read as sec. 4 amendfollows: That the County Supervisors of the various counties shall receive annual salaries, payable as now provided by law, as County Supervisors. follows: Abbeville, nine hundred dollars per annum until January 1st, 1001, and after that seven hundred dollars per annum: Aiken, eight hundred dollars; Anderson, eight hundred dollars; Bamberg, six hundred dollars; Barnwell, eight hundred dollars; Beaufort, eight hundred dollars; Berkeley, five hundred dollars; Charleston, twelve hundred dollars; Cherokee, five hundred dollars; Chester, eight hundred dollars; Chesterfield, six hundred dollars; Clarendon, six hundred dollars; Colleton, five hundred dollars; Darlington, six hundred dollars; Dorchester, four hundred dollars; Edgefield, three hundred dollars

after the first of January, 1901; Fairfield, six hundred and fifty dollars; Florence, six hundred dollars; Georgetown, eight hundred dollars; Greenville, eight hundred dollars; Greenwood. seven hundred dollars: Provided, The Supervisor shall spend his whole time on the roads and in the county; Hampton, six hundred dollars; Horry, three hundred dollars; Kershaw, six hundred dollars; Lancaster, three hundred dollars; Laurens, six hundred dollars; Marion, eight hundred dollars; Marlboro. six hundred dollars, until the first of January, 1901, after which date he shall receive four hundred dollars; Newberry, seven hundred and fifty dollars; Oconee, five hundred dollars, until January 1st, 1901, and thereafter two hundred and fifty dollars, without mileage: Provided, That he shall be required to spend only so much of his time on the roads, bridges and public affairs of said county, acting with the other members of the County Board of Commissioners, as shall be necessary for the proper care and discharge thereof, and perform all other duties required of Supervisors by law; Pickens, two hundred dollars after the year 1900; Richland, nine hundred dollars; Spartanburg, one thousand dollars; Saluda, four hundred dollars; Sumter, six hundred dollars; Williamsburg, six hundred dollars; York, six hundred dollars after the first of January, 1900.

Sec. 5 amended. Sec. 3. That section 5 of said Act be amended so as to read as follows:

Salaries of County Commissioners.

Section 5. That said Commissioners shall each receive from their respective counties, as compensation for their services, the sum of three dollars per day, not exceeding twenty-five days in any year, except in Saluda, where they shall not exceed thirty days in any year; and in Newberry County, where the per diem shall not exceed seventy-five dollars; and in Chesterfield and Clarendon Counties, where they shall receive two dollars per day and five cents per mile for each mile traveled in going to and returning from the meetings of the Board at the Court House not exceeding twenty-five days; and in Greenville, where they shall receive two dollars per day not exceeding seventy-five days: Provided, The said Commissioners shall receive fifty dollars each for mileage for the year 1800; and in Lancaster and Sumter Counties, where they shall receive two dollars per day for not exceeding twenty-five days; and in Sumter and Berkeley Counties, mileage not exceeding five cents per mile in going to and returning from the Court House by the nearest route to attend the meetings of said Board, shall also be

allowed said Commissioners; and in Fairfield County, where they shall receive two dollars per day, not exceeding thirty-five days; and in Greenwood County, where they shall be on duty not less than fifty days and each receive one hundred dollars per annum; and in Pickens and Oconee Counties, where they shall each receive two hundred dollars per annum after the year 1000; said Commissioners to be elected at the next general election, and every two years thereafter; and in Spartanburg County, where they shall receive two dollars and fifty cents per day for not exceeding one hundred days, and five cents per mile for each mile of necessary travel on official duty; and except in the County of Colleton, where they shall receive three dollars per day each for not exceeding fifty days in any one year: Provided, also, That in the County of Sumter the six Commissioners shall receive two dollars per day for such detail work as it may be necessary for them, or any of them, to perform, and necessary mileage not exceeding five cents per mile in going to or returning from any place where it may be necessary for them to go in the interest of the county, but no Commissioner shall receive pay for more than twenty-five days in any one year.

Sec. 4. That section 6 of said Act be amended so as to read Sec. 6 amendas follows:

Section 6. That said Boards may, in each of the counties salaries of named in this section, and in no others, elect a clerk, who shall Boards of Comperform the duties of secretary, and be paid an annual salary, as now provided by law, to be fixed by the Board, not exceeding in the several counties the sums hereinafter named, to wit: Aiken, two hundred dollars; Anderson, one hundred and fifty dollars; Barnwell, two hundred and fifty dollars; Berkeley, two hundred dollars; Charleston, one hundred and fifty dollars; Cherokee, two hundred dollars; Clarendon, one hundred and fifty dollars; Colleton, one hundred and fifty dollars; Darlington, one hundred and fifty dollars; Dorchester, one hundred dollars; Edgefield, one hundred and fifty dollars, after the first of January, 1901; Florence, seventy-five dollars; Georgetown, one hundred dollars; Greenville, two hundred and fifty dollars; Greenwood, one hundred and fifty dollars; Horry, one hundred dollars; Hampton, one hundred dollars; Lancaster, one hundred dollars; Laurens, one hundred and fifty dollars; Marion, two hundred dollars; Oconee, one hundred dollars; Pickens, one hundred dollars; Richland, five hundred dollars; Spartanburg, five hundred dollars; Saluda, one hundred dollars; Sumter,

three hundred dollars; Union, one hundred and fifty dollars; Williamsburg, fifty dollars; York, one hundred dollars; Orangeburg, one hundred dollars; Lexington, one hundred dollars: Provided, That in Newberry County the County Board of Commissioners may elect a clerk, who shall be an attorney at law, and who shall perform the duties of clerk and attorney for said Board, with an annual salary of one hundred and fifty dollars, payable monthly: Provided, further, That in Greenville County, the clerk shall be appointed by the Supervisor.

Sec. 7 amend-

SEC. 5. That section 7 be amended so as to read as follows:

duties devolved upon Town-ship Board of Assessors.

Section 7. That, except as hereinafter provided, the Town-Township Boards of Commissioners are abolished and the duties abolished and heretofore performed by said Township Boards of Commis-

Assessors, how appoint-

sioners and the County Boards of Commissioners, relative to the valuation, assessment and return of property for taxation, be, and the same are hereby, devolved upon Township Boards of Assessors, special Boards of Assessors for cities and towns, as now provided by law, and the County Board of Equalization, which said township and special Boards shall be appointed every two years by the Governor, upon the recommendation of the members of the General Assembly from the respective counties, or a majority of them, and their office shall be coterminal with that of the Governor appointing them, and until their successors shall be appointed and qualified, and the Chairman of each of said Boards shall be, ex officio, a member of the County Board of Equalization: Provided, That in Horry, Newberry and Pickens Counties, the township and town Boards shall be appointed by the Auditor; and in Spartanburg County, they shall be appointed by the County Board of Commissioners. The members of each of said Boards shall receive as compensation for the performance of their duties two dollars per day, for not exceeding five days in any year, except when real estate is assessed, and then not exceeding ten days in any said year: Provided, That the action of the County Board of Commissioners of Spartanburg County in paying the members of the Township Boards of Assessors and of the County Board of Equalization at the rate of two dollars per day for the services rendered in the year 1899, be, and the same is hereby, ratified and approved; except the Assessors in the city of Florence, in the County of Florence, who shall each receive two dollars per day, on each of said Boards, and five cents per mile for each mile of necessary travel on official duty; except in Fairfield County,

where the number of days for each of said Boards shall not exceed three, and the members of the Township Boards shall have no mileage: Provided, In the County of Orangeburg, the County Auditor is hereby authorized and directed to appoint three discreet freeholders in each township in said county, on or before the first day of March of each year, who shall constitute the Township Board of Assessors for the assessment and equalization of all taxable property in their respective townships; and the said Board of Township Assessors shall elect one of the members as Chairman, and the Chairman of the respective Township Boards shall constitute the Township Board of Equalization, who shall meet at the call of the Auditor to equalize the taxable property of the county; and the said County Board of Equalization shall elect one of their number as Chairman of the County Board, and said Chairman shall be a member of the State Board of Equalization for said county. Each member of the Township Boards of Assessors shall receive one dollar for one day in each year and mileage, to be paid as other claims against the county, and the members of the County Board of Equalization shall receive each one dollar for one day in each year, and also mileage.

Sec. 6. That section 10 of said Act shall be amended so as to Sec. 10 amendread as follows:

Section 10. The County Board of Commissioners shall have Jury lists; how prepared the same rights and duties, with reference to the preparation of in different Counties. jury lists, as are now devolved by law upon the present County Board of Commissioners. In the Counties of Aiken, Lexington and Orangeburg, the juries shall be listed and drawn by the Auditor, the Treasurer and the Clerk of the Court, without extra charge; and they are hereby declared to be the Board of Jury Commissioners for such purpose, with all the powers devolved by law upon such Boards.

Approved the 19th day of February, A. D. 1900.

No. 164.

No. 158. AN ACT to Amend Sections 3 and 4 of an Act Entitled "An Act to Provide a System of County Government OF THE SEVERAL COUNTIES OF THIS STATE, SO FAR AS IT RELATES TO THE MAINTAINING AND WORKING OF THE ROADS AND HIGHWAYS IN THIS STATE." APPROVED 23D MARCH, 1806.

Section 1. Be it enacted by the General Assembly of the Secs. 8 and 4 of an Act enk now as a stitled "An Act to provide a system of county government for ernment Act, the several counties of this State, so far as it relates to the XXII., 227. working and maintaining the roads and highways in this working and maintaining the roads and highways in this State," approved the 23d day of March, A. D. 1896, be, and the same is hereby, stricken out, and the following inserted in lieu thereof, to be known as section 3 and 4: Section 3. The roadbed shall be not less than sixteen nor

more than twenty feet wide, exclusive of side ditches, roots and

Public roads; how worked, width of, &c.

other obstructions, unless otherwise ordered by the County Board of Commissioners. The County Board of Commissioners of the several counties of this State are hereby authorized and empowered, in their discretion, to discontinue any public Power of road, bridge or ferry. They may also open new public roads ers to open and widen or change the location of old public roads where, in new roads and new roads and to change location of roads; how lands for, of the traveling public. They may obtain the right of way by may be con-demned, and gift or purchase, or they may condemn the land therefor, and damages as-sessed there- assess the compensation and damages therefor, as hereinafter

for.

provided. They shall have power to call to their assistance a surveyor, who shall survey and lay off such road under their direction, so that the grade shall not exceed seven and a half inches to the rod. It shall be a misdemeanor to interfere with such surveyor or his assistants, or with the marks set up by him. or by his orders, punishable by a fine of not more than ten dollars or imprisonment for not more than twenty days for each offence. The County Board of Commissioners requiring such right of way shall give five days' notice, in writing, to the owner of the land over which such right of way is required, of their intention to condemn and establish such right of way, and of the time and place when and where the compensation and damages therefor will be assessed. If the owner of such land

be a non-resident of the county, the notice may be served upon his agent or tenant, or any other person in possession thereof. If there be no agent, tenant or other person in possession, the notice may be served by depositing it in the postoffice, postage prepaid, directed to the owner at his last known place of residence. For the purposes of this Act, the guardians of infants, the committees of idiots or other persons non compos mentis, and trustees, shall be deemed to be owners of the lands of their wards cestuis que trustent. In case an infant owner has no guardian, or an idiot or other person non compos mentis has no committee, service may be made upon the person with whom they severally reside, and upon the Probate Judge of the county, who shall appoint guardians ad litem to appear and represent them. In case the interests of any guardian or committee shall be opposed to those of his ward, a guardian ad litem shall be appointed by the Probate Judge, who shall have authority to appear and represent such ward. No member of the Board who is personally interested or who is related by blood or marriage within the sixth degree to any person claiming compensation and damages, shall serve while the case of such person is under consideration. The places of disqualified members of the Board shall be filled pro tempore by appointment to be made by the Clerk of the Court. All persons interested shall have the right to introduce testimony and to be heard in argument upon the matter of compensation in damages. After hearing the evidence and arguments, the Board shall render its decision by resolution, which shall be recorded in its minutes. Upon the resolution of the Board fixing the amount of the compensation and damages in any case, a warrant may be drawn on the County Treasurer for the amount so fixed, and the Treasurer shall pay the same out of any funds in his hands applicable to such purposes. Any person interested may appeal to the Court of Common Pleas from the decision of the Board: Provided, The notice and grounds of appeal be served upon the Supervisor of the county and filed with the Clerk of said Court within ten days after the decision of the Board. The Clerk shall docket such appeal on Calendar No. 1, and they shall be heard in said Court de novo before a jury, unless the right to jury trial be waived, as in other cases provided by law. Such appeals may be called up for trial out of their order by either party. The verdict of the jury in such cases shall be final, unless set aside for the reasons for which verdicts may be set

aside in other cases, or unless the judgment of the Court thereupon be reversed, for error of law, on appeal to the Supreme Court. After tender of the amount found by the Board for compensation and damages, the pending of an appeal, either in the Circuit or the Supreme Court, shall not operate to stay the opening, widening or changing the location of such roads, but the acceptance of the amount tendered shall operate as an abandonment of the appeal. In case the amount tendered be refused, it shall be deposited with the Clerk of the Court for the owner, and the Clerk shall give his official receipt therefor, and shall pay the same to the owner upon demand, and take his receipt therefor. Unless the appellant shall recover on the appeal, in which he shall be the actor, more than the amount fixed by the Board, he shall pay the costs and disbursements of the appeal, and judgment may be entered against him therefor. assessing compensation and damages for rights of way, only the actual value of the land to be taken therefor and any special damages resulting therefrom shall be considered, and due allowance shall be made for any special benefit which may accrue therefrom to the owner, including the value of the old road, if the same revert to such owner. It shall be the duty of each and every overseer to work the roads under his charge thoroughly as he goes, arching the same to the centre, with drain on each side to convey the water, and when necessary to protect such drains from washing by placing in stone, gravel or other substance; whenever it is necessary to convey water to or to provide for it to cross any road, he shall have the drains across such road laid in stone, gravel or other hard substance, when such material is conveniently obtainable, and of such width as to afford an easy crossing where a bridge may not be necessary; and he shall protect the roads by suitable drains from interference by cultivation or otherwise; he shall open, or cause to be opened, all public roads or highways which have been or may hereafter be laid out and established in his road district, and keep them in repair, and remove, or cause to be removed, all obstructions that may from time to time be found therein; for which purpose he is hereby authorized to enter upon any uncultivated lands, or improved lands unincumbered by crops, near to or adjoining such road, to cut and carry away timber, except trees or groves on improved lands planted or left for ornament or shade; and to dig, or cause to be dug, and carried away any earth, gravel, sand or stone which may be necessary to make, improve

or repair said roads, for which compensation shall be made; and to enter on any lands adjoining or lying near the road to make such drains or ditches through the same as he may deem necessary for the benefit of the roads, doing as little injury to said lands and improvements thereon and timber as the nature of the case and the public good will permit; and the drains and ditches so made shall be kept open by such overseer, and shall not be obstructed by the owner or occupant of such lands, or any other person or persons having the same in charge, under the penalty of forfeiting a sum not exceeding ten dollars or imprisonment for not more than thirty days for each and every offense. Any person interfering with any road overseer or his assistants in the performance of their duty, shall be guilty of a misdemeanor, and punished, on conviction, by fine of five dollars or imprisonment for ten days for each offense.

Section 4. That all male persons able to perform the labor Boad duty; who liable to. herein required, between the ages of eighteen and fifty-five vears; except in Pickens County, where the ages shall be between eighteen and fifty years; and except in the County of Greenwood, where the age shall be between the ages of eighteen and fifty; and except in Abbeville, Cherokee, Greenville, Orangeburg, Horry, Spartanburg and Union Counties, where the ages shall be from twenty-one to fifty; and also except ministers of the Gospel in actual charge of a congregation, and persons permanently disabled in the military service of this State, and persons who served in the late war between the States, and all persons actually employed in the quarantine service of the State, shall be required annually to perform or cause to be performed labor on the highways under the directions of the overseer of the road district in which he shall reside as follows: in the Counties of Darlington, Greenville, Pickens and Spartanburg, three days. In the Counties of Abbeville, Aiken, Anderson, Barnwell, Cherokee, Chesterfield, Dorchester, Fairfield, Greenwood, Georgetown, Kershaw, Lancaster, Laurens, Lexington, Oconee, Union, Williamsburg and York, four days. County of Florence, five days. In the Counties of Bamberg, Chester, Clarendon, Colleton, Edgefield, Horry, Newberry, Orangeburg, Saluda and Sumter, six days. In the Counties of Beaufort, Berkeley, Charleston, Hampton and Marion, eight days. And in the County of Richland, ten days: Provided, That ten hours labor shall be held to be a day's work: Provided, How special road tax may That the County Board of Commissioners of any county may be levied.

ble property of any township in their county, when so requested

A. D. 1900.

Special provisions for Bamberg County.

by a written petition, signed by two-thirds of the freeholders of such township, such tax to be collected as other taxes, and to be expended on the roads and highways of such townships (except in the County of Pickens, where such petition shall not be necessary). And Bamberg County—In Bamberg County each special school district now or hereafter established shall be "a road district," and the County Board of Commissioners may cause to be levied a road tax not to exceed two mills on all the taxable property within said road district, on a petition signed by two-thirds of the freehold voters owning property within said road districts (except that in the Denmark Road District no petition shall be necessary, but there shall be levied and collected annually a tax of two mills on all taxable property within said district), said tax to be collected as other taxes, and the funds so collected shall be paid out on the warrant of the Township Commissioners, countersigned by the Supervisor of the county, said funds to be expended on the public road's within said road district where collected: Provided, further. That in lieu of performing or causing to be performed the labor of ten hours per day, as herein named for the several counties, a commutation tax may be paid by the person so liable on or by the first day of May of this year, and on or by the 1st day of February of each year hereafter, which in the Counties of Abbeville, Aiken, Anderson, Bamberg, Cherokee, Chesterfield, Clarendon, Darlington, Edgefield, Fairfield, Greenwood, Hampton, Pickens, Richland, Spartanburg. Sumter and Union, shall be one dollar; in the Counties of Florence and Laurens, one dollar and fifty cents, and in the Counties of Barnwell, Beaufort, Berkeley, Charleston, Chester, Colleton, Dorchester, Georgetown, Greenville, Horry, Kershaw, Lancaster, Lexington, Marion, Newberry, Oconee, Orangeburg. Saluda. Williamsburg and York, shall be two dollars: Provided. Persons liable to labor under this Act shall have the right to furnish a competent substitute to labor in his stead: Provided, also, That in Marlboro County the following provisions shall apply: The County Board of Commissioners of Marlboro County shall lay off Marlboro County into eight road

districts, and shall appoint one road overseer for each district at a salary not to exceed twenty-five dollars per month, payable monthly, on their warrant by the County Treasurer, which over-

Commutation road tax.

seer shall, under the supervision of the County Supervisor, cause to be worked, maintained and repaired all the highways and bridges in his district, and to that end each overseer shall have authority to hire hands, teams, wagons, or any other instrument or thing, to carry on the work in the most successful manner; and that every male person between the ages of eighteen and fifty years in said county, who is not exempt by law from road duty, shall pay a road tax of two dollars annually at the same time other county taxes are paid: Provided. Any person liable to this road tax may contract with the road overseer of his district and work out his tax, and take such overseer's receipt, which shall be in full of such road tax for the vear. Each overseer shall pay all the expenses of hiring, etc., Ros incurred in road work by his warrant on the County Treasurer, and powers of approved by the County Board of Commissioners. County Treasurer of Marlboro County shall keep an account with each road district by number, and the road tax collected shall be expended in the district from which the same was col-The County Board of Commissioners of said county are authorized to levy and have collected a special tax, not to exceed one-half mill per annum, on the property of said county, for the road fund, if they deem it necessary; that a default to pay or to work out the said road tax shall subject the defaulter to all penalties which attach to a poll tax defaulter. The County Board of Commissioners of said county shall use the county chain-gang on road work in any district, or hire the work of the chain-gang to contractors for draining low grounds or for other work in the county at their discretion, the money realized to be a part of the road fund.

Approved the 19th day of February, A. D. 1900.

No. 165.

AN ACT TO AMEND SECTION 699 OF THE REVISED STATUTES No. 143. OF SOUTH CAROLINA OF 1803.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 699 of the Revised Stat- Sec. 699, R.S., amended. utes of South Carolina of 1803 be stricken out and the following inserted in lieu thereof:

things by the County.

County offinish the Probate Judge, Auditor, School Commissioner, Clerk cers to be furnished certain of Court, Sheriff, Treasurer and Martin spective counties, office room, together with necessary furniture and stationery for the same, which shall be kept at the Court House of their respective counties; and they shall also supply the offices of the said officers with fuel, lights, postage and other such incidentals as are necessary to the proper transaction of the legitimate business of the said officers: Provided, That in the Counties of Abbeville and Union no postage shall be furnished to any of the said officers except the Auditor, Probate Judge, Treasurer and Superintendent of Education, which shall each be allowed postage to the amount of three dollars.

Sec. 2. That all amendments to said section be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 166.

No. 101. AN ACT to Amend the County Government Act, as Em-BODIED IN THE REVISED STATUTES, AND ACTS AMENDA-TORY, AS TO WORKING ROADS IN MARLBOROUGH COUNTY.

Section 1. Be it enacted by the General Assembly of the County Gov-State of South Carolina, That on and after the approval of this amended by Act, there shall be inserted an additional section in the Revised other section Statutes of 1893, vol. I., immediately after sec. 658, to be designed at ing to mated as sec. 658a, which shall provide and read as follows: Sec. 658a. The County Board of Commissioners of Marlborough County shall lay off Marlborough County into eight road districts, and shall appoint one road overseer for each district. at a salary not to exceed twenty-five dollars per month, payable monthly, on their warrant, by the County Treasurer, which overseer shall, under the supervision of the County Supervisor, cause to be worked, maintained and repaired all the highways and bridges in his district; and to that end each overseer shall have authority to hire hands, teams, wagons or any other instrument or thing to carry on the work in the most successful manner; and that every male person between the ages of

eighteen and fifty years, in said county, who are not exempt by law from road duty shall pay a road tax of two dollars annually at the same time other county taxes are paid: Provided, Any person liable to this road tax may contract with the road overseer of his district and work out his tax and take such overseer's receipt, which shall be in full of such road tax for the vear. Each overseer shall pay all the expense of hiring, &c., incurred in road work by his warrant on the County Treasurer, approved by the County Board of Commissioners. That the County Treasurer of Marlborough County shall keep an account with each road district, by number, and the road tax collected shall be expended in the district from which the same was collected.

A. D. 1900.

The County Board of Commissioners of said county are authorized to levy and have collected a special tax, not to exceed be levied. one-half mill per annum, on the property of said county, for the road fund, if they deem it necessary; that a default to pay or to work out the said road tax shall subject the defaulter to all penalties which attach to a poll tax defaulter. The County Board of Commissioners of said county shall use the county chaingang on road work in any district, or hire the work of the gang to contractors for draining low grounds or for other work in the county and at their discretion, the money realized to be a

That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 19th day of February, A. D. 1900.

part of the road fund.

No. 167.

AN ACT RELATING TO FEES AND SALARIES OF THE COUNTY Officers of the Several Counties of this State.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the officers of the several coun-Salaries of Countyofficers ties in this State herein named shall receive the following com- in certain Counties. pensation:

Colleton County.—The Master and Probate Judge shall County. receive the fees now provided by law; the Clerk of Court an

annual salary of four hundred and seventy-five dollars, in lieu of all fees, costs and charges in criminal cases; the County Super-intendent of Education shall receive a salary of four hundred and fifty dollars; the Sheriff twelve hundred and fifty dollars and the usual fees for dieting prisoners, and his actual expenses when called out of the county; the County Supervisor shall receive an annual salary of five hundred dollars; the County Commissioners shall each receive a salary of one hundred and fifty dollars; the Clerk of the County Board of Commissioners shall receive an annual salary of one hundred and fifty dollars, and the Coroner a salary of one hundred dollars. That the salaries herein provided for the county officers of the said county shall take effect January 1, 1901, except as to the salaries for County Treasurer and County Commissioners, as to which the same shall take effect from January 1, 1900.

In Marion County.

Marion County.—The county officers shall receive salaries as follows: Clerk of Court, seven hundred and fifty dollars; Register of Mesne Conveyances, seven hundred and fifty dollars; Sheriff, two thousand dollars; Probate Judge, three hundred dollars; Master, six hundred dollars; Coroner, one hundred and fifty dollars; County Supervisor, eight hundred dollars; and the said officers shall turn over to the County Treasurer and report to the County Auditor monthly all fees collected by them in their respective offices.

In Beaufort

Beaufort County.—The Coroner, Master, Probate Judge and Sheriff shall receive the fees now allowed them by law; the Clerk of Court shall receive an annual salary of four hundred dollars, in lieu of all fees for services on the criminal side of the Court; the County Supervisor shall receive an annual salary of eight hundred dollars, and his Clerk an annual salary of one hundred dollars; the County Superintendent of Education shall receive an annual salary of four hundred dollars, and fifty dollars for his traveling expenses.

In Berkeley County.

Berkeley County.—The officers shall receive annual salaries as follows: Sheriff, eight hundred dollars; Clerk of Court, four hundred dollars, in lieu of fees for their services in the Court of General Sessions; Judge of Probate, two hundred dollars; Coroner, fifty dollars; County Superintendent of Education, three hundred dollars; County Supervisor, five hundred dollars; Magistrates, acting as Coroner or Deputy Coroner, shall receive a fee of five dollars for each inquest held by them, one dollar of which fee shall be paid by them to the Coroner.

In Oconee County.

Oconee County.—The officers shall receive the following salaries: Clerk of the Court, in lieu of all fees, costs and charges in the Court of General Sessions, two hundred dollars; Sheriff, in lieu of all fees, costs and charges in the Court of General Sessions, five hundred dollars: Provided, That said Sheriff shall be allowed actual railroad expenses for transporting prisoners from without the county and for conveying lunatics to the Asylum. Coroner, one hundred dollars; the County Supervisor, two hundred and fifty dollars; the County Commissioners, two hundred dollars each; the Clerk of the County Board of Commissioners, one hundred dollars; the County Superintendent of Education, three hundred and fifty dollars.

Laurens County.—In Laurens County the officers shall re- In Laurens ceive the following salaries: the Clerk of Court and Register of Mesne Conveyances and the Sheriff of Laurens County shall receive the following salaries, to be paid to them respectively monthly, on the warrant of the County Supervisor, the said salary to the Clerk of Court and Register of Mesne Conveyances to be in lieu of all costs, fees and charges, in both civil and criminal matters, including fees for recording: Provided, That nothing herein shall apply to matters pertaining to the Court of Common Pleas, as to which the said Clerk shall be entitled to the fees, costs and commissions now fixed by law, and the said salary to the Sheriff to be in lieu; there shall be paid to the County Treasurer a salary of one thousand dollars, the county to pay in excess of what the State now pays of all costs, fees and charges in criminal matters, except he shall also receive twenty cents a day for each prisoner actually dieted by him in jail, to wit: to the Clerk of Court and Register of Mesne Conveyance a salary of fifteen hundred dollars, and to the Sheriff a salary of fifteen hundred dollars, and the Sheriff shall be paid actual railroad expenses for transporting prisoners from without the county and conveying lunatics to the Asylum. The County Supervisor, six hundred dollars; the County Superintendent of Education, four hundred dollars, with fifty dollars for traveling The Judge of Probate shall receive the fees now provided by law: Provided, That these officers shall exact and collect and turn over to the County Treasurer for ordinary county purposes all the fees, costs and charges now allowed by law, in lieu of which the said salaries shall be received.

Newberry County.—That from and after the 1st day of Jan- In Newberry uary, A. D. 1901, the following salaries, in lieu of costs and

fees, shall be paid to the county officers of Newberry County hereinafter named, viz: there shall be paid to the Judge of Probate an annual salary of one thousand dollars; there shall be paid to the Sheriff an annual salary of one thousand dollars, and also the sum of three hundred dollars on account of expenses for deputy and jailor; there shall be paid to the Clerk of the Court of General Sessions and Common Pleas an annual salary of twelve hundred dollars, and the sum of three hundred dollars on account of expenses for clerical services in his office; there shall be paid to each of the members of the County Board of Commissioners, other than the County Supervisor, an annual salary of seventy-five dollars.

Subdivision 2. The salaries herein provided to be paid out of county funds shall be paid monthly by the County Treasurer out of county funds applicable thereto on the warrant of the County Supervisor.

Subdivision 3. That said salaries shall be in lieu of all costs, fees, and other compensation now allowed by law, except as hereinafter provided.

Subdivision 4. That the Judge of Probate, Sheriff, and the Clerk of the Court of General Sessions and Common Pleas shall collect all costs and fees in their respective offices as heretofore, except as have been heretofore collected from the public funds of the county; and shall on the first day on each calendar month, or in case the same falls on Sunday or a legal holiday, on the day after, pay over to the County Treasurer, all costs and fees collected during the preceding month, to become a part of the fund to meet the ordinary expenses of the county; and shall at the same time file with the County Treasurer an itemized statement of such collections.

Subdivision 5. That nothing herein contained shall prevent the Sheriff from receiving the fees and expenses now allowed by law for services in making arrests without the limits of the county, and for conveying lunatics to the State Hospital for the Insane.

Subdivision 6. That the Sheriff shall diet all prisoners confined in the county jail at cost, under the direction and supervision of the County Board of Commissioners.

Subdivision 7. No other provision of this Act shall apply to Newberry County, except the provision relating to County Treasurers and County Auditors, which officers in Newberry County shall receive the compensation fixed by law.

Fairfield County.-In Fairfield County the Clerk of the Court, in lieu of all fees in criminal cases, three hundred dollars; the County Superintendent of Education, five hundred dollars, and expenses for visiting schools as now provided by law; the Sheriff, the County Auditor, County Treasurer, County Supervisor, Judge of Probate and County Commissioners, shall receive compensation as now provided by law.

In Fairfield County.

Anderson County.—The county officers shall receive salaries County. as follows: The Sheriff, eighteen hundred (\$1,800) dollars, and twenty cents per day for dieting prisoners and actual expenses for transporting prisoners; Clerk of Court and Register of Mesne Conveyance, two thousand dollars; Probate Judge and Master, twelve hundred dollars; Treasurer, twelve hundred dollars, the county to pay all in excess of what the State now pays; County Supervisor, eight hundred dollars; Clerk for Supervisor, one hundred and fifty dollars; Coroner, two hundred and fifty dollars: Provided, Said officers shall collect all fees as now provided by law and turn the same over to the County Treasurer on the first day of each month, accompanied by an itemized statement of the same, which statement shall be filed with the Auditor, and the amount charged against the Treasurer in a book kept for that purpose. This section to become effective on the first day of January, 1901.

SEC. 2. That in addition to the salaries herein fixed, Clerks Provisions as to Registers of of the Court of Common Pleas and General Sessions perform- MesneConveying the duties of Register of Mesne Conveyances shall be entitled to all fees allowed by law for such services, except when such salary is expressly allowed them in both capacities, when their fees as such shall be paid into the county treasury; and all Sheriffs shall be entitled to five cents per mile for every mile actually and necessarily traveled by them or their deputies in the collection of tax executions, when the same is collected from the defaulting taxpayer.

Sec. 3. That hereafter all costs, fees, commissions and charges collected by any of said officers shall be paid into the legted and county treasury, except as hereinbefore provided; and it shall Treasurers. be the duty of every officer whose salary is fixed by this Act to make a report in duplicate to the County Treasurer and County Auditor, on or before the first day of each calendar month, of all costs, fees, commissions and charges collected by him or his deputy during the calendar month next preceding said day. Such report shall be duly verified by the officer making the same.

All fees and

Negligence in the collection of fees and costs a misdemeanor.

Sec. 4. Any of said officers who shall fail or neglect to use due diligence in the collection of any costs, fees, commissions and charges now fixed by law, or who shall fail to file the duplicate reports required by this Act on the day herein named, or to turn over to the County Treasurer all costs, fees, charges and commissions collected by him or on his behalf, on or before the 10th day of each calendar month, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not less than one hundred dollars or imprisonment for a period not less than three months.

Counties ex-

SEC. 5. This Act shall not apply to the Counties of Orange-burg, Greenville, Clarendon, Dorchester, Horry, Hampton, Georgetown, Kershaw, Greenwood, Pickens, Cherokee, Chesterfield, Darlington, Edgefield, Bamberg, Spartanburg, Union, Lexington, Aiken, Richland, Florence, Saluda, Marlboro, Chester, Williamsburg, Lancaster, York, Barnwell and Sumter, nor to Abbeville County except as herein provided, and in Abbeville County it shall not be necessary for the county officers to keep any itemized statement of the receipts of their offices.

In Charleston County.

SEC. 6. Charleston County.—The Clerk of Court shall receive an annual salary of eighteen hundred dollars, such salary to be paid to said Clerk monthly, without any order from the County Board of Commissioners, in the same manner in which other county officers receiving salaries are paid, and to be in the place and stead of all costs, fees, charges or compensation whatsoever from State or county in any case, civil or criminal; the Sheriff shall receive a per diem of fifteen cents per day, if so much be necessary, for the actual cost of dieting prisoners, the accounts for such dieting to be itemized and sworn to by said Sheriff, and to be audited and approved by the County Board of Commissioners before being paid, in the manner in which claims arising within the city of Charleston are audited, approved and paid, and in the place and stead of any and all profit arising from dieting prisoners, and also in the place and stead of all costs, fees, charges or compensation from the State or county for services performed, and in addition there shall be paid to said Sheriff an annual salary of six thousand five hundred dollars, from which he shall pay the compensation of his deputy or deputies for all services performed for the State or county, and also the compensation of the jailor and turnkey, such salary to be paid in equal monthly instalments in the manner in which the salaries of other county officials are paid. The Coroner shall receive an annual salary of eighteen hundred dollars, to be paid to him in equal monthly instalments in the manner in which the salaries of other county officials are paid. The County Superintendent of Education shall receive an annual salary of six hundred dollars, to be paid in equal monthly instalments in the manner in which the salaries of other county officials are paid. The Clerk of the Coroner shall receive an annual salary of six hundred dollars. The County Supervisor of Charleston County shall receive an annual salary of twelve hundred dollars, to be paid to him in equal monthly instalments, in the manner in which the salaries of other county officials are paid.

A. D. 1900.

Union County.—There shall be paid to the Treasurer of In U Union County a salary of nine hundred dollars, the county to pay all in excess of what the State now pays.

SEC. 7. The salaries herein provided for the Treasurers of When to go Anderson, Laurens and Union Counties shall take effect on the certain counties. approval of this Act.

Approved the 19th day of February, A. D. 1900.

No. 168.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PRESCRIBE AND PROVIDE FOR SALARIES OF CERTAIN OFFICERS IN BARNWELL COUNTY, AND TO FURTHER REGULATE THE DUTIES THEREOF," APPROVED DECEMBER 24TH, A. D. 1894.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section I of said Act be amended as follows: After the word "dollars," in line IO, insert the to salaries of County off-words "the same to include all compensations for services of cers of Barnewell County, well County, well County, well County, jailer, cooking for prisoners, and all other duties provided by amender

law and now imposed upon him." On line 11, strike out "one thousand" and insert "eight hundred;" on line 10, insert after the word "charges" the words "and he shall fill the office and perform the duties of overseer or superintendent of the poor, and be in charge of the poor house, without additional compensation, except that he shall have the use of the house now occupied by that officer;" on lines 19 and 20, strike out the words "two hundred and fifty" and insert in lieu thereof the words "four hundred:" strike out all the balance of section I, so that the said section when so amended shall read as follows:

tendent of Education of Barnwell County.

Section 1. Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That on Salaries of and after the passage of this Act, the following named officers in visor, Clerk of Barnwell County shall receive the following salaries, in lieu of of Commis-sioners, Clerk of Court, Cor-oner, Treasu-rer, Auditor the County Supervisor, to wit: To the Sheriff, in lieu of all costs and fees in criminal cases, one thousand dollars, the same to include all compensation for services of jailer, cooking for prisoners, and all other duties provided by law and now imposed upon him. The Supervisor shall receive in full of all charges the sum of eight hundred dollars. The Clerk of the County Board of Commissioners shall receive the sum of two hundred and fifty dollars, and shall also act as the Clerk of the County Board of Control, without additional compensation; said salary shall be in lieu of all costs, charges and fees. The Coroner shall receive the sum of two hundred and fifty dollars, in lieu of all costs, fees and charges, and he shall fill the office and perform the duties of overseer or superintendent of the poor, and be in charge of the poor house, without additional compensation, except that he shall have the use of the house now occupied by that The Clerk of the Court shall receive the sum of four hundred dollars, in lieu of all fees, costs and charges on the criminal side of the Court. The County Treasurer, three hundred and fifty dollars; the Clerk of the County Treasurer, one hundred dollars; the County Auditor, four hundred dollars; the County Superintendent of Education, three hundred dollars, and one hundred dollars for traveling expenses.

Sec. 2, Act of 1894, re-enact-ed; other sections repealed.

Sec. 2. That section 2 of "An Act to prescribe and provide for salaries of certain officers in Barnwell County, and to further regulate the duties thereof," approved December 24th, A.

D. 1894, be, and the same is hereby, re-enacted, and all the balance of the said Act be, and the same is hereby, repealed.

A. D. 1900.

SEC. 3. That this Act shall take effect immediately upon its approval, and all Acts or parts of Acts inconsistent with this Act be, and are hereby, repealed.

Approved the 9th day of February, 1900.

No. 169.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PRESCRIBE THE OFFICIAL COMPENSATION FOR THE CLERK OF THE COURT FOR BEAUFORT COUNTY FOR SERVICES IN THE COURT OF GENERAL SESSIONS," APPROVED THE 21ST DAY OF FEBRUARY, A. D. 1898, SO AS TO REDUCE THE COMPEN-SATION THEREIN PROVIDED.

No. 36.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section I of an Act entitled "An Act 1898, page 871, amended." Act to prescribe the official compensation for the Clerk of Court for Beaufort County for services in the Court of General Sessions," approved the 21st day of February, A. D. 1898, be, and the same hereby is, amended by striking out on the last line of said section I the word "six" and inserting therefor the word "four;" so that said section, as amended, shall read as follows:

"Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the approval of Salary of Court this Act, the official compensation of the Clerk of Court of of Beaufort Beaufort County for services rendered by him in the Court of General Sessions, and in connection with criminal cases, shall be four hundred dollars, in lieu of all fees:" Provided, This Act shall take effect on the first day of January, A. D. 1901.

Approved the 13th day of February, A. D. 1900.

No. 170.

No. 25.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO DECLARE AND REGULATE THE FEES OF CLERKS OF THE COURTS OF COMMON PLEAS AND GENERAL SESSIONS IN THIS STATE. AND TO PROVIDE A SALARY IN LIEU AND INSTEAD OF COSTS AND FEES IN CRIMINAL CASES," APPROVED 3D DAY OF MARCH, 1800, SO AS TO MAKE THE SAME INOPERATIVE AS TO DORCHESTER AND UNION COUNTIES, AND TO PROVIDE FOR THE FEES OF THE CLERKS OF COURT IN LANCASTER COUNTY.

amended.

Section 1. Be it enacted by the General Assembly of the Act 1899, page State of South Carolina, That section 6 of an Act entitled "An 46, relating to fees of Clerks. Act to declare and regulate the fees of Clerks of the Courts of Common Pleas and General Sessions in this State, and to provide a salary in lieu and instead of costs and fees in criminal cases," be, and the same is hereby, amended by inserting, on line five, between the words "Colleton" and "Marlboro," the word "Dorchester:" so that said section, when thus amended, shall read as follows:

Not to apply to certa Countles.

Section 6. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed: Provided, That the provisions of this Act, except those of section 5, shall not apply to the Clerks of the Court of Bamberg, Barnwell, Beaufort, Clarendon, Colleton, Dorchester, Marlboro, Orangeburg, Pickens, Spartanburg, York, Oconee, Georgetown, Fairfield, Greenville, Richland, Union, Berkeley and Horry: Provided, That in Clarendon and Williamsburg Counties the Clerks of Court, in lieu of fees in criminal cases, shall receive one hundred and fifty dollars each; and in the County of Lancaster the sum of two hundred dollars, in lieu of his fees in criminal cases.

Approved the 9th day of February, 1900.

No. 171.

A. D. 1900.

AN ACT TO FIX THE SALARIES OF THE COUNTY AUDITORS OF No. 146. THIS STATE.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the first day of Salary of Au-January, 1901, the salary of the County Auditor of Abbeville ditor of Abbeville ville County. County shall be nine hundred dollars, six hundred to be paid by the State and three hundred by the county.

No. 17.

SEC. 2. That all other Auditors in this State shall receive the salaries now provided by law.

Approved the 19th day of February, A. D. 1900.

No. 172.

AN ACT TO AMEND SECTION I OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR A SALARY TO THE REGISTER OF MESNE Conveyances of Greenville County, and to Require FEES FOR RECORDING TO BE COLLECTED AND PAID TO THE COUNTY TREASURER," APPROVED DECEMBER 19TH, A. D. 1802, SO AS TO REDUCE THE SALARY OF SAID OFFICER TO ONE THOUSAND DOLLARS, AND SO AS TO ADD A SECTION TO SAID ACT, TO BE KNOWN AS SECTION 3, PROVIDING A SAL-ARY FOR THE CLERK OF COURT OF CLARENDON COUNTY, AND TO FURTHER REGULATE HIS DUTIES.

SECTION 1. Be it enacted by the General Assembly of the State of South Carolina, That section 1 of an Act entitled "An Act 1892, Act to provide for a salary to the Register of Mesne Convey-amended." ances of Greenville County, and to require fees for recording to be collected and paid to the County Treasurer," approved December 10th, A. D. 1892, be, and the same is hereby, amended by striking out, in the fifth and sixth lines thereof, the words "twelve hundred," and inserting in lieu thereof the words "one thousand," so that said section, when amended, shall read as follows:

Section I. Be it enacted by the Senate and House of Repre-Registe sentatives of the State of South Carolina, now met and sitting Weyane in General Assembly, and by the authority of the same, That Greenville County. on and after the passage of this Act, the Register of Mesne

Conveyances of Greenville County shall receive a salary of one thousand dollars per annum, in lieu of all fees and charges for filing and recording papers, which salary shall be paid to him monthly by warrant of the County Commissioners on the County Treasurer, to be paid out of the funds hereinafter required to be paid by said Treasurer from fees for recording and filing papers, any deficiency to be paid out of county funds in his hands not otherwise appropriated.

SEC. 2. That the said Act be further amended by adding after section 2 an additional section, to be known as section 3, which shall read as follows:

Salary of Clerk of Court Of the Court of Common Pleas and General Sessions (who is now ex officio Register of Mesne Conveyances) of Clarendon County shall receive a salary of one thousand dollars per annum, to be paid to him quarterly on the warrant of the County Board of Commissioners on the County Treasurer, in lieu of all fees and costs in civil and criminal matters; and that the fees and costs to be charged by him shall be the same as now allowed by law, and shall be collected by him and turned over to the County Treasurer on the first Monday in each month. And all papers required by law to be filed or recorded in the office of Clerk of Court shall have endorsed thereon a statement of the amount of fees and costs charged; and the record of said papers must also show the amount of said fees and costs so charged; that in each quarter ending the last of March, June, September and December of each year, the said Clerk shall file with the County Board of Commissioners an itemized report, sworn to, of all fees and costs collected in his office during the quarters respectively ending as aforesaid; said report must state the date of filing, nature of paper and name of party filing same, and amount of fees and costs charged; the said Board of County Commissioners shall embrace in each of their quarterly reports the report from the said Clerk; and that any violation of this provision shall be deemed a misdemeanor, punishable by a fine of not more than three hundred dollars, or by imprisonment for a period of not more than six months. That the provisions of this Act as to said Clarendon County shall go into effect from and after January 1st, 1901. That all Acts and parts of Acts inconsistent with this section of this Act be, and the same are hereby, repealed.

Approved the 9th day of February, A. D. 1900.

No. 173.

A. D. 1900.

AN ACT TO DEFINE THE DUTIES OF SHERIFFS IN CASES OF ESCAPED CONVICTS.

No. 130.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the approval of Duty of Sherthis Act it shall be the duty of the Sheriffs of this State, and escaped convicts. they are hereby required, under the penalty hereinafter provided, to arrest in their respective counties, with or without a warrant, all escaped convicts from the penitentiary or from the chain-gang or jails found in their said counties; and upon said arrest it shall be the duty of said Sheriffs to immediately notify the proper authority from whose care said convicts escaped.

Sec. 2. That upon any wilful neglect or failure on the part of Neglect a misdemeanor. any such Sheriff to comply with the provisions of this Act, he shall be deemed guilty of a misdemeanor, and upon conviction be fined in a sum of not more than five hundred dollars nor less than one hundred dollars, or be imprisoned for not more than six months, or be both fined and imprisoned, at the discretion of the Court.

Approved the 19th day of February, A. D. 1900.

No. 174.

AN ACT RELATING TO THE DUTIES OF SHERIFFS.

No. 125.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That whenever the County Sheriff shall receive tax executions from the County Treasurer, he shall executions. give the County Treasurer an itemized receipt therefor, and shall enter each execution separately upon the execution book in his office wherein he enters executions issued out of the Court of Common Pleas, and in the same manner.

Sec. 2. It shall be the duty of the Sheriff of the county to To pay Treasurer taxes pay over to the County Treasurer, upon his written demand collected. therefor, at the expiration of the time allowed by law for the enforcement of said tax executions, and to take the County Treasurer's receipt therefor in each case on the execution book where said execution is entered.

tax executions to be returned

SEC. 3. It shall be the duty of the Sheriff, at the expiration of Uncollected the time allowed by law for the enforcement of tax executions. upon the written demand of the County Treasurer, to return to to Treasurer, him all uncollected tax executions with his return endorsed on when, how, &c. each execution, stating his reason or reasons for his failure to collect the same, and to take the County Treasurer's receipt for each uncollected execution on the execution book where the same is entered. The Sheriff shall also enter his return on the execution book where the uncollected execution is entered, as well as on the execution itself.

Penalty for failing to return any uncollected tax execution, failing to returnuncollect as herein required, within five days after the expiration of the Sec. 4. For failure to return any uncollected tax execution, time allowed by law for enforcing the same, and after the written demand by the said County Treasurer, the Sheriff shall forfeit and pay to the County Treasurer the taxes, penalties and County Treasurer's costs for which such execution was issued. which shall be recoverable by said County Treasurer from the Sheriff and the sureties on his official bond in any Court of competent jurisdiction: Provided, That the Sheriff so failing to return any uncollected executions shall make it appear that such failure is due to the loss or destruction of such execution without fault on his part, then he shall not be subject to such penalty.

false return on

Sec. 5. For negligently or fraudulently making a false retax execution turn on any tax execution, the Sheriff shall forfeit and pay to the County Treasurer the taxes, penalties and Treasurer's costs for which such execution was issued, which shall be recoverable by said County Treasurer from the Sheriff and the sureties on his official bond in any Court of competent jurisdiction.

Penalties

SEC. 6. In all cases where the Sheriff has failed to return unmay be recovered by Sink collected tax executions, as herein required, or has negligently missioners.

or fraudulently made false returns of any tax executions, and the County Treasurer has failed for twelve months to enforce the penalty provided herein for the failure of the Sheriff to return any tax execution as herein required, or for making such false return, the Commissioners of the Sinking Fund may, within twelve months thereafter, sue for and recover from the Sheriff and the sureties on his official bond the taxes and penalties for which such execution was issued, in same manner as the County Treasurer could have sued and recovered under the preceding section of this Act.

Failing to enter tax execution on execumisdemeanor.

Sec. 7. Any Sheriff failing to enter tax executions upon his book a execution book, or to take receipts thereon, as herein required, shall, upon conviction thereof, be punished as for a misdemeanor.

SEC. 8. Nothing herein contained shall be construed to relieve from other the Sheriff from any of the penalties, civil or criminal, now pro- penalties. vided by law for his failure to comply with the law prescribing his duties in relation to tax executions.

Approved the 19th day of February, A. D. 1900.

No. 175.

AN ACT RELATING TO THE DUTIES OF THE COUNTY AUDITOR.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That it shall be the duty of the County County Auditors to keep as a permanent record in his office, a book to be an "Abatement Book." known as the "Abatement Book" (to be furnished to him by the Comptroller General), wherein the County Auditor shall enter separately each and every abatement of taxes granted and allowed. Said abatement book shall be so kept as to show in each case, under appropriate columns, the number of the page and the number of the line of the tax duplicate where the item abated appears, the name of the taxpayer, the amount and kind of tax charged on the duplicate, and for what year; the amount abated and date of abatement, in each case, and if the tax be on property, a description of property, also the reason why the abatement was applied for and allowed. After the abatement papers are so entered, they shall be filed in Auditor's office by consecutive numbering of each, and the number on the abatement paper shall be entered in the abatement book where the paper is entered, so there may be easy reference thereto. abatement book shall be kept by townships and summed up separately for each fiscal year; with a recapitulation showing at end of year the amount of State, county, school, poll and other tax abated during the fiscal year in the whole county.

SEC. 2. That the abatements allowed in annual settlements Record in between County Auditor and Treasurer shall be according to ment. the record in said abatement book only.

Approved the 17th day of February, 1900.

Use of, &c.

No. 176.

AN ACT TO FIX THE AMOUNT OF THE BOND TO BE GIVEN BY No. 100. THE CLERK OF THE COURT OF COMMON PLEAS AND GENE-RAL SESSIONS FOR THE COUNTY OF ABBEVILLE.

Section 1. Be it enacted by the General Assembly of the Bond of Clerk State of South Carolina, That from and after the approval of of Court, Abbeville County. this Act, the bond to be required of the Clerk of the Court of Common Pleas and General Sessions of Abbeville County, as now provided by law, shall be in the sum of six thousand dol-

> Sec. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 177.

No. 5. AN ACT TO AMEND SUBDIVISION ENTITLED "COUNTY TREA-SURER" OF SECTION I OF AN ACT ENTITLED "AN ACT TO REDUCE THE SALARY AND FEES OF THE CLERK OF THE COURT OF COMMON PLEAS AND GENERAL SESSIONS, REGIS-TER OF MESNE CONVEYANCES, JUDGE OF PROBATE, SHERIFF, COUNTY AUDITOR, COUNTY TREASURER, CORONER, AND TRIAL JUSTICE WHEN ACTING AS CORONER, IN ORANGE-BURG COUNTY," APPROVED JANUARY 5TH, A. D. 1895, SO AS TO INCREASE LIMIT OF COUNTY TREASURER'S COMMIS-SION.

Section 1. Be it enacted by the General Assembly of the Act relating State of South Carolina, That subdivision entitled "County to salaries of County of Treasurer" of section I of an Act entitled "An Act to reduce the cers, Orange-Ounty of section I of an Act entitled "An Act to reduce the burg County, salary and fees of the Clerk of the Court of Common Pleas and amended."

General Sections Paristration General Sessions, Register of Mesne Conveyances, Judge of Probate, Sheriff, County Auditor, County Treasurer, Coroner, and Trial Justice when acting as Coroner, in Orangeburg County," approved January 5th, 1895, be amended by erasing "eight hundred" and inserting "one thousand" in lieu thereof;

so that the said subdivision when so amended shall read as fol-

lows: "County Treasurer. The County Treasurer of Orangeburg County shall receive as his compensation four per cent. on the first ten thousand dollars, two per cent. on the next ten thousand dollars, and one per cent. on the balance: Provided, how-County. ever. That the total amount received by him shall not exceed the sum of one thousand dollars per annum."

Approved the 9th day of February, 1900.

No. 178.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND No. 144. SUBDIVISION I, SECTION 18, OF THE CODE OF CIVIL PRO-CEDURE OF 1803. FIXING THE TIME FOR HOLDING COURTS IN THE COUNTY OF CHARLESTON, IN FIRST CIRCUIT," AP-PROVED APRIL 13TH, 1800, AND TO FACILITATE THE TRANS-ACTION OF BUSINESS OF SAID COURTS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to sec. 18, Code, amend subdivision 1, section 18, of the Code of Civil Procedure of 1803, fixing the times for holding Courts in the County of Charleston, in First Circuit," approved April 13th, 1899, be amended by striking out the first section thereof and inserting the following, to be known as section 1:

Section 1. That subdivision 1. of section 18, of the Code of Civil Procedure be amended so as to read as follows: Section 18. The Courts of the First Circuit shall be held as follows: Courts in the The Court of General Sessions at Charleston, for the County of Charleston Charleston, on the fourth Monday in February, the third Monday in June and the first Monday in November; and the Court of Common Pleas at the same place on the second Monday in March, the first Monday in July and the second Monday in The jurors for the March term of the Court of Common Pleas shall not be summoned to attend said Court until the Monday after the day fixed herein for the holding of said Court; but in case the business of the Court of General Sessions be completed before the said last mentioned day, but after the day herein fixed for the holding of said March term of the Court of Common Pleas, then the Circuit Judge may peremp-

torily call and hear equity cases and motions to refer issues of fact in such cases to a jury and give judgment by default, and transact all other business except trials by jury. With a view to facilitate the hearing of equity causes no jurors shall be summoned for the July term of the Court of Common Pleas, but the Court may retain the juries serving in the Court of General Sessions as juries in the Court of Common Pleas, for the purpose of rendering verdicts by default in cases requiring the intervention of a jury on the call of the default docket, and said Court shall also hear any pending motions to refer the issues of fact in equity cases to a jury as though the trial of said issues could be heard at said term.

SEC. 2. This Act shall take effect from its approval, and all Acts or parts of Acts inconsistent herewith are hereby repealed. Approved the 10th day of February, A. D. 1900.

No. 179.

AN ACT TO FIX THE TIME FOR HOLDING THE COURTS IN COL-No. 12. LETON COUNTY.

Section 1. Be it enacted by the General Assembly of the Courts in Col- State of South Carolina, That on and after the passage of this leton County. Act, the Circuit Courts for the County of Colleton shall be held at Walterboro as follows: The Court of General Sessions beginning on the third Monday in November, the fourth Monday in March and the first Monday in August; and the Court of Common Pleas beginning on Wednesday following each of said Mondays: Provided. No term of the Court shall be held in March, 1900.

> Sec. 2. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 9th day of February, 1900.

No. 180.

A. D. 1900.

AN ACT TO FIX THE TIME FOR HOLDING THE COURTS IN THE No. 61. THIRD JUDICIAL CIRCUIT.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Circuit Courts of the Third Courts in Judicial Circuit of this State be held as follows:

I. The Court of General Sessions at Florence, for the County In Florence of Florence, on the last Monday in February, the first Monday after the fourth Monday in May, and the second Monday in October; and the Court of Common Pleas, at the same place, on the Wednesdays following the last Monday in February, the first Monday after the fourth Monday in May, and the second Monday in October.

2. The Court of General Sessions at Georgetown, for the In Georgetown town County. County of Georgetown, on the second Monday in March, the third Monday in May, and the seventh Monday after the fourth Monday in October; and the Court of Common Pleas, at the same place, on the Wednesdays first succeeding the Mondays herein fixed for the holding of the Court of General Sessions at said place.

3. The Court of General Sessions at Kingstree, for the In Williams-County of Williamsburg, on the third Monday in March, the fourth Monday in May, and the fifth Monday after the fourth Monday in October; and the Court of Common Pleas, at the same place, on the Wednesdays first succeeding the Mondays herein fixed for holding the Court of General Sessions at said place, except the May term thereof.

4. The Court of General Sessions at Manning, for the County In Clarendon of Clarendon, on the fourth Monday in March, the second Monday after the fourth Monday in May, and the third Monday after the fourth Monday in October; and the Court of Common Pleas, at the same place, on the Wednesdays first succeeding the Mondays herein fixed for holding the Court of General Sessions at said place, except the summer term thereof.

5. The Court of General Sessions at Sumter, for the County of Sumter, on the first Monday after the fourth Monday in March. the third Monday after the fourth Monday in May, and the first Monday after the fourth Monday in October: and the Court of Common Pleas, at the same place, on the Thursdays first succeeding the Mondays herein fixed for holding the Court of General Sessions at said place, except the June term thereof: Pro-

In Sumter

vided. That no peremptory call of Calendar No. 1 shall be made in said County of Sumter before the second Monday after the fourth Monday in March, and the second Monday after the fourth Monday in October.

Powers of Judges at summer term.

SEC. 2. That nothing contained in this Act shall be construed to prevent the presiding Judge from hearing and determining in any of the Counties of the Third Circuit at the summer term of the Court all cases which do not require the intervention of a jury.

Repealing clause.

Sec. 3. That so much of all Acts or parts of Acts as is inconsistent with the provisions of this Act be, and the same is hereby, repealed.

When to go into effect.

SEC. 4. That this Act shall go into effect on the first day of January, A. D. 1001.

Approved the 17th day of February, 1900.

No. 181.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO FIX THE No. 34. Times for Holding the Courts in the Sixth Circuit." APPROVED THE 2D DAY OF MARCH, A. D. 1899.

Courts in Sixth Circuit, amended.

Section 1. Be it enacted by the General Assembly of the Act 1899, page State of South Carolina, That an Act entitled "An Act to fix Courts in the times for holding the Courts in the Sixth Circuit," be amended by changing section 2 to section 3, and section 3 to section 4, and by inserting the following as section 2, to wit:

> Section 2. Wherever in this Act provision is made for Courts of General Sessions only, the Judge presiding shall at the conclusion of any such Court of General Sessions open the Court of Common Pleas without juries, and give judgments by default on Calendar 3, hear and determine equity causes, and transact all other business of a regular term of a Court of Common Pleas, except trials by jury, so that when amended said Act shall read:

Courts of the Sixth Circuit.

Section 1. That from and after the approval of this Act, the Circuit Courts of the Sixth Circuit shall be held as follows:

In Fairfield County.

1. The Court of General Sessions, at Winnsboro, for the County of Fairfield, on the third Monday of February, the second Monday in June and the third Monday in September; and the Court of Common Pleas, at the same place, on the Wednesdays following the third Monday of February and the third Monday of September: Provided, That no cause on Calendar I shall be forced to trial without agreement of attorneys until the Mondays following the third Monday in February and the third Monday in September.

A. D. 1900.

2. The Court of General Sessions, at Gaffney City, for the In Cherokee County of Cherokee, on the first Monday of March, the third Monday of June, and the first Monday after the fourth Monday in September; and the Court of Common Pleas on the Wednesdays following the first Monday of March and first Monday after the fourth Monday in September: Provided, That no cause on Calendar I shall be forced to trial without agreement of attorneys until the Monday following the first Monday of March and the first Monday after the fourth Monday in September.

3. The Court of General Sessions at Lancaster, for the In Lancaster County. County of Lancaster, on the third Monday of March, the fourth Monday of June, and the third Monday in October; and the Court of Common Pleas at the same place on the Wednesdays following the third Monday in March and the Wednesdays following the third Monday in October: Provided, That no jury cases shall be tried before the fourth Monday in March and the fourth Monday in October, except by consent.

4. The Court of General Sessions, at Chester, for the County In Chester of Chester, on the first Monday after the fourth Monday in March, the first Monday in July, and the first Monday after the fourth Monday in October; and the Court of Common Pleas at the same place on the Wednesdays following the first Monday after the fourth Monday in March, and the first Monday after the fourth Monday in October: Provided, That Calendar 1 shall not be called peremptorily before the Monday following the first Monday after the fourth Mondays in March and Octo-ber.

5. The Court of General Sessions, at Yorkville, for the In York County of York, on the third Monday after the fourth Monday in March, the third Monday after the fourth Monday of June, and the third Monday after the fourth Monday in October; and the Court of Common Pleas, at the same place, on the Wednesdays following the third Monday after the fourth Monday in March, and the third Monday after the fourth Monday in Octo-

ber: Provided. That Calendar I shall not be called peremptorily until the Mondays following the third Monday after the fourth Monday of March, and the third Monday after the fourth Monday of October.

Powers and duties o Judges at said

- SEC. 2. Wherever in this Act provision is made for Courts of General Sessions only, the Judge presiding shall, at the conclusion of any such Court of General Sessions, open the Court of Common Pleas without juries, and give judgments by default on Calendar 3, hear and determine equity causes, and transact all other business of a regular term of a Court of Common Pleas, except trials by jury.
- Sec. 3. That all Acts and parts of Acts in conflict with this Act are hereby repealed.
- Sec. 4. That this Act shall go into effect on the first day of May, 1899.

Approved the 13th day of February, A. D. 1900.

No. 182.

No. 103. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO FIX THE Times for Holding the Circuit Courts in the Eighth JUDICIAL CIRCUIT," APPROVED THE 27TH DAY OF FEBRU-ARY, A. D. 1800, SO FAR AS THE SAME RELATES TO ABBE-VILLE AND ANDERSON COUNTIES.

Section 1. Be it enacted by the General Assembly of the Act 1899, page State of South Carolina, That subdivision 1, of section 1, of Courts in "An Act to fix the times for holding the Circuit Courts in the Eighth Circuit, amended. Eighth Judicial Circuit," approved 27th day of February, A. D. 1899, be, and the same is hereby, amended by striking out the word "second" wherever it occurs in said subdivision and inserting in lieu thereof the word "third," and by inserting on the sixth line of said subdivision, between the words "and" and "the," the words "the first Monday after," so that said subdi-Courts in vision as amended shall read as follows: 1. The Court of General Sessions at Abbeville, for the County of Abbeville, on the third Monday in February, the third Monday in June, and the first Monday after the fourth Monday in September; the Court

of Common Pleas for the said county at the same place, on the

County.

Wednesday following the third Monday in February, the third Monday in June, and the first Monday after the fourth Monday in September.

SEC. 2. That subdivision 2 of said section be struck out and derson Counts in Andrews of Counts the following be substituted therefor: 2. The Court of General ty. Sessions at Anderson, for the County of Anderson, on the second Monday in February, the second Monday in June, and the fourth Monday in September; and the Court of Common Pleas at the same place on the first Monday in March, the first Monday after the fourth Monday in June, and the third Monday after the fourth Monday in September: Provided, That in the said County of Anderson the jurors summoned for the General Sessions Court shall serve at the succeeding term of the Court of Common Pleas without mileage for said term: Provided, That the Court of Common Pleas may be opened at any term of the General Sessions for the purpose of taking judgments on Calendar 3, and for the trial of such other equity causes as may be ripe for hearing.

Sec. 3. That this Act shall take effect on the first day of May, A. D. 1900.

Approved the 19th day of February, A. D. 1900.

No. 183.

AN ACT TO AMEND SECTIONS 2236, 2237 OF THE GENERAL STATUTES, RELATING TO THE DRAWING AND TERM OF SER-VICE OF JURORS IN THE CIRCUIT COURTS OF THIS STATE, AND TO VALIDATE THE JURY LISTS ALREADY PREPARED.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 2236 of the General Statsections 2286
and 2287, R. S.,
utes of 1882, now known as section 2375 of the Revised Statamended. utes, be amended so as to read as follows:

Section 2375. The Clerks of the Court in each county in this low and by State shall, on or before the fifth day of January of each year, whom pre prepare a statement, and deliver the same to the County Board of Commissioners, of the number of jurors that will be required to be in attendance for each term of the Court to be held in the county during the ensuing year, and the County Board of Com-

missioners shall in each year during the month of January prepare a list of such legally qualified voters of their respective counties not absolutely exempt, as they may think well qualified to serve as jurors, being persons of good moral character, of sound judgment, and free from all legal exceptions, to be selected from the county at large, without regard to whether such persons reside in seven miles of the Court House or not: except in the Counties of Spartanburg and Orangeburg, the list shall be prepared in the month of December, and the list so prepared by each County Board of Commissioners shall contain twice the number as reported by the Clerk of the Court: Provided, That in Aiken County the jury shall be listed and drawn as provided by the County Government law: Provided, That in the Counties of Abbeville, Edgefield, Lexington and Greenwood, the said jury list shall be prepared in the following manner, the list in Abbeville to be one thousand names; to wit:

Proviso as to A b be ville, Edgefield, Lexington and Greenwood Counties.

The Board of Jury Commissioners of each of said counties shall, immediately after the next regular December registration of voters, procure from the county registration officers a list of all the registered voters of their county. They shall then strike off from said list the names of the following persons, to wit:

- 1. All such persons as are now or may hereafter be exempt by law from jury duty.
- 2. All such persons as are within the knowledge of the Jury Commissioners more than sixty-five years of age.
- 3. All such persons as have, since their registration as voters, died, removed from the county or become disqualified from any cause.
 - 4. All such persons as are unfit for jury duty.

The said list of registered voters, as thus amended, shall constitute the jury list for such county. Immediately after each succeeding regular December registration of voters, the said Jury Commissioners shall revise the said list by adding thereto the names of all such persons as have been registered as voters during the year next preceding, and all such persons as have ceased to be exempt from jury duty, and by striking therefrom the names of the following persons, whether registered during the year next preceding or before, to wit:

- 1. All such persons as may then be exempt from jury duty.
- 2. All such persons as are within the knowledge of the Jury Commissioners more than sixty-five years of age.
 - 3. All such persons as have, since their registration as voters,

died, removed from the county, or become disqualified for any cause.

4. All such persons as are unfit for jury duty.

A majority of the said Board shall decide all such questions as may arise under this section.

Such list shall be prepared in public after giving written notice, posted on the Court House door, of not less than ten days of the time and place of preparing the same.

SEC. 2. That section 2237 of the General Statutes of 1882, now known as section 2376 of the Revised Statutes, be amended so as to read as follows:

Section 2376. That of the list so prepared the Board of Jury by Commissioners shall cause the names to be written, each one on and kept. a separate paper or ballot, and shall fold up said pieces of paper or ballots, so as to resemble each other as much as possible, and so that the name written thereon shall not be visible on the outside, and shall place them, with the said list, in a box to be furnished to them by the Board of County Commissioners of their county for that purpose, and it shall be the duty of the Clerk of the Court of Common Pleas to keep said jury box in his custody. The jury box shall be provided with three locks, each The key to one lock shall be kept by the Clerk of the different. Court of Common Pleas, one by the Auditor, and one by the Treasurer, so that no two of said Commissioners shall hold kevs to the same lock. At the same time they shall place in a special apartment in the jury box the names of one hundred and fifty persons qualified by law to serve as jurors, who reside within seven miles of the Court House, from which shall be drawn jurors to supply deficiencies arising from any cause or emergency during the sitting of the Court: Provided, I. That in the County of Richland the number of names to be placed in the separate apartment shall be two hundred, and in the County of Charleston five hundred, and in the Counties of Georgetown and Williamsburg seventy-five. 2. That in the County of Chester the number of names to be placed in the separate apartment shall be fifty, who reside within five miles of the Court 3. That in the Counties of Richland the names placed in the tales box shall be in addition to and exclusive of the number of names required by law to be placed in the jury box. 4. That the names of persons liable to jury duty and living within seven miles of the Court House may be placed both in the regular jury box and the tales box, except in the Counties of Rich-

land and Orangeburg. 5. That the said tales box for the Counties of Abbeville and Greenwood shall contain the names of all persons on said list who reside within five miles of the Court House: *Provided*, further, That in the Counties of Abbeville, Edgefield, Lexington and Greenwood, the juries shall be drawn in the following manner, to wit:

How grand jurors shall be drawn.

Subdivision 1. That not less than ten nor more than twenty days before the first term of the Court of General Sessions for each year, the Board of Jury Commissioners of each of said counties shall draw from said jury box the names of twelve men, and they, with the six men drawn by lot, as provided by law, from the grand jury of the past year, shall constitute the grand jury for that year. If in making said drawing the Board of Jury Commissioners shall draw out the name of any man who has attained the age of sixty-five years, who is exempt from jury duty, or who has died, removed from the county, or become disqualified for any cause, such ballot shall be destroyed and such name struck from the jury list, and another name drawn, and so on until the twelve are secured. the Court of Common Pleas shall thereupon issue his writ of venire facias for said grand jurors, requiring their attendance on the first day of the said term of the Court of General Sessions, and said venire facias shall be forthwith delivered to the Sheriff of the county.

How petit jurors shall be

Subdivision 2. That not less than ten nor more than twenty days before the first day of each week of any regular or special session of the Circuit Courts, the said Board of Jury Commissioners shall proceed in like manner to draw thirty-six petit jurors to serve for such week only: Provided, That whenever a jury shall be charged with a case, such jury shall not be discharged by reason of anything in this section contained until a verdict shall have been found or a mistrial ordered in such case: Provided, further, That in the County of Abbeville only one jury shall be drawn for the spring and summer terms of the Court, and in the Counties of Lexington, Greenwood, only one jury shall be drawn for the summer term of the Court. diately after such petit jury is drawn the Clerk of the Court of Common Pleas shall, at the direction of the other members of the Board of Jury Commissioners, issue his writ of venire facias for said petit jurors, requiring their attendance on the first day of the week for which they are drawn, and the said venire facias shall be forthwith delivered to the Sheriff of the county.

Subdivision 3. That the said drawing shall be made openly and publicly in the office of the Clerk of the Court of Common Pleas, and the said Board of Jury Commissioners shall give drawn publicpublic notice of each of said drawings by keeping posted in a conspicuous place on the Court House door for at least ten days before such drawing a written notice stating the place, day and hour of such drawing.

A. D. 1900.

Jurors to be

How drawn.

Subdivision 4. That all jurors shall be selected by drawing ballots from the jury box, and, subject to the exceptions contained in subdivision I of this section, the persons whose names are borne on the ballots so drawn shall be returned to serve as jurors.

Subdivision 5. The names of men who are drawn and act-drawn shall ually serve as jurors shall be placed in an envelope, and shall not not be return be put back into the jury box until the second revision of the second in g a jury list herein provided for after they have been so drawn, to wards. the end that no person shall be required to serve as a juror more than once in each alternate year. The same rule shall be observed as to drawing jurors from the tales box: Provided, That nothing herein contained shall be construed to be in conflict with the provisions of the law as to selecting by lot from the grand jury six members thereof to serve for the ensuing year.

Subdivision 6. That nothing contained in this Act shall pre- Venires for additional juvent the Clerk of the Court of Common Pleas from issuing rors may be issued. venires for additional jurors in term time upon the order of the Court whenever it is necessary for the convenient dispatch of its business, in which case venires shall be served and returned, and jurors required to attend on such days as the Court shall direct.

Subdivision 7. That in drawing jurors from the tales box the Drawing from tales box. same rules shall be observed as in drawing them from the regular jury box, except that no notice of such drawing shall be necessary.

Subdivision 8. That no more than thirty-six persons to serve Number to to as petit jurors shall be drawn and summoned to attend at one drawn. and the same time at any Court, unless the Court shall otherwise order.

Number of

Subdivision 9. That grand jurors and petit jurors drawn, as How jurors shall be sumhereinbefore prescribed, from the regular jury box, shall be moned. summoned by the Sheriff, as now provided by law, at least four days before the time fixed in the venire for them to attend the sitting of the Court, and the grand jurors and petit jurors

drawn, as hereinbefore prescribed, from the tales box, shall be summoned by him and shall attend and serve according to the exigency of the occasion.

Counties excepted.

Subdivision 10. That this Act shall not apply to counties with a city therein of over forty thousand inhabitants.

Jurors already drawn validated.

SEC. 3. That all juries heretofore drawn in this State under the existing laws are hereby declared to be valid and binding.

When to go into effect.

Sec. 4. That this Act shall go into effect immediately upon its approval.

Repealing clause.

Sec. 5. That all Acts and parts of Acts inconsistent with the provisions of this Act, be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 184.

AN ACT TO FURTHER AMEND CHAPTER XCIV., ARTICLE I., OF No. 95. THE REVISED STATUTES OF SOUTH CAROLINA, VOLUME I., 1893, RELATING TO JURY COMMISSIONERS, AS AMENDED BY LAW.

Section 1. Be it enacted by the General Assembly of the Chapter State of South Carolina, That chapter XCIV., article I., of the Cole I., R. S., Revised Statutes of South Carolina, 1893, volume I., as now amended. amended by law, be, and the same is, further amended by striking out the proviso forming the last three lines of section 2375. as amended by the Act approved 5th March, A. D. 1897, and printed in the Statutes at Large, volume 22, page 518; and by striking out the words "and in the County of Charleston, five hundred," in the first subdivision of the proviso contained in section 2376, as amended by the Act approved 9th March, A. D. 1896, and printed in the Statutes at Large, volume 22, page 17, and by inserting the following as section 2376a, 2376b, to wit:

How jurors shall be select-ed in Counties tants.

2376a. That instead of the mode of selecting and drawing juries above provided in counties containing a city or cities containing a city of over with forty thousand inhabitants or over, the Board of Registration in such counties, together with the County Treasurer and the County Auditor, shall during the month of January, 1900, and thereafter during the same month next succeeding every general election for State officers, prepare a list, of not less than twenty-five hundred of the qualified electors now or hereafter qualified by law to act as jurors, and appearing upon the lists of registration, on the 31st December, 1899, and thereafter appearing on such lists at the time of each next preceding general election; and shall cause the said names to be written each one on a separate paper or ballot, and shall fold up such pieces of paper or ballots so as to resemble each other as much as possible, so that the name written thereon shall not be visible from the outside, and shall place them in a jury box, to be furnished by the Jury box, how prepared. County Board of Commissioners for that purpose, and all names for jurors for said counties shall thereafter be drawn from said box in the manner provided by law. It shall be the duty of the Clerk of Court to keep said jury box in his custody, and such jury box shall be provided with three locks, each different, a key to one lock shall be kept by the Clerk of Court, one by the Auditor and one by the Treasurer, so that no two of said parties shall hold keys to the same lock. And it shall be the duty of the County Board of Commissioners for such counties, within ten days of the approval of this Act, to furnish to the said Board of Registration in such counties, the County Auditor and the County Treasurer, a jury box of sufficient size and without any separate compartment therein, so that when all the separate pieces of paper or ballots aforesaid shall be folded and enclosed therein, they may be capable of being readily shaken about and intermixed in such box.

A. D. 1900.

2376b. That as soon as all of the said names shall have been placed in said box, the said Board of Registration for such of jury list to counties. County Treasurer and County Auditor shall file with Clerk of Court. the Clerk of Court for the counties aforesaid their several statements under oath, that they have so prepared such list and placed all of the names in such box, as required by the provisions of this Statute.

Certifica tes

SEC. 2. It shall be the duty of such Board of Registration for Such counties, the County Treasurer and the County Auditor, to tion. County Treasurer and prepare such jury list and place the said names in the said box County Auditor to prepare within thirty days from the approval of this Act, whether the list, &c. same be in the month of January, 1900, or later in the year 1900, and all jurors to be drawn for any Court for any term, general or special, to be held in the said counties during the year 1900, shall be drawn therefrom: Provided, That nothing herein contained shall invalidate or affect in any wise any juror or jurors drawn or to be drawn before the preparation of the list and

names in said box, according to the provisions of existing law, to serve at any term of Court within thirty days from the approval of this Act.

Repealing Sec. 3. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

When to go into effect.

SEC. 4. This Act is to take effect immediately upon its approval by the Governor.

Approved the 19th day of February, A. D. 1900.

No. 185.

Section 1. Be it enacted by the General Assembly of the

No. 30. AN ACT TO ESTABLISH COUNTY COURTS, AND TO DEFINE THE JURISDICTION AND POWERS OF SUCH COURTS, AND TO PROVIDE FOR THE CONDUCT OF THE BUSINESS THEREOF.

Courts; how State of South Carolina, That whenever one-third of the qualithey may be fied registered electors of any county in this State shall file a established.

Petition.

Election.

be fied registered electors of any county in this State shall file a petition with the Clerk of the Circuit Court of such county, praying for an election to be held in such county on the question of the establishment of a County Court therein, it shall be the duty of the said Clerk within ten days to make an order thereon, and serve the same on the Commissioners of Election, requiring the said Commissioners of Election of such county to hold an election, after first giving at least thirty days' notice thereof in the newspapers of such county, upon the question of establishing a County Court in such county, not later than sixty days nor earlier than forty days thereafter. Said petition shall be accompanied by a certificate of the Board of Supervisors of Registration that the names appearing upon said petition constitute one-third of the qualified registered electors of such county: Provided. That an election on said question shall not be had in any county oftener than once in four years. such election the question of the establishment of such County Court shall be submitted to the electors in this form: "Shall a County Court be established for the County of serting the name of the county in which the electors voting are resident, and upon this question the electors shall vote "Yes" or "No."

Sec. 2. That in the event a majority of the qualified electors voting at such election in any one or more of the counties of the State shall vote "Yes" upon such question, then such ed they shall County Court shall be, and hereby is, established in and for each of the counties in which a majority of the qualified electors so vote, with such jurisdiction and powers as is hereinafter provided.

If establish-

Sec. 3. That the said County Court shall have jurisdiction To try all criminal cases, to try and determine all criminal cases except cases for murder, except murmanslaughter, rape and attempt to rape, arson, common law slaughter, rape and atburglary, bribery and perjury. The said Court shall likewise tempt to rape, have jurisdiction to try and determine all civil cases and special mon law burglary, both at law and in equity, where the value of the and perjury. property in controversy or the amount claimed does not exceed one thousand dollars, and shall likewise hear and determine all appeals taken from judgments rendered by Magistrates: Provided, That the County Court shall not have jurisdiction to try any action involving the title to real estate.

SEC. 4. That the said County Court shall be a Court of Shall be a record, and the same presumption in favor of its jurisdiction ord. and the validity of its judgments shall be indulged as in the case of judgments rendered by the Circuit Court.

SEC. 5. That the same form of pleading and the same rules of procedure, practice and evidence shall obtain in the said practice in, to County Court as is provided by law for the conduct and trial Circuit Court. of cases, civil and criminal, in the Circuit Courts: "Provided, In all criminal cases wherein the punishment does not exceed a fine of one hundred dollars and imprisonment for thirty days, the same shall be tried without presentment by a grand jury on information filed by the County Solicitor."

Forms of

Sec. 6. That all general laws and statutory provisions applying generally to the Circuit Courts of this State and trials of Circuit Courts causes therein shall apply to the said County Court, and the county Courts. conduct and trial of causes therein, where not inconsistent with any of the provisions of this Act.

General laws

SEC. 7. That the right of appeal shall exist from the judg- Appeals from ments of the said County Court to the Circuit Court: Provided, That on appeal to the Circuit Court the same shall be heard by the presiding Judge without a jury, as in case of appeals from Courts of Magistrates, and all of the rules, practice and procedure now governing appeals from the said Courts of Magistrates shall apply to appeals from the County Court to

the Circuit Court, and the Circuit Court shall have the same power in passing upon and deciding the same as now possessed in passing upon and deciding appeals from the Courts of Magistrates: Provided, further, That in all appeals taken from the judgment of the County Court to the Circuit Court, the stenographer of the County Court shall make in writing a transcript of the testimony and other proceedings had in the cause in the County Court, certified by the County Judge, and lodge the same with the Clerk of the Circuit Court at least fifteen days before the next term of the said Circuit Court. upon being paid by the party so appealing three cents per hundred words for the said transcript. In case of the failure or refusal of the party so appealing to pay for the said transcript, such appeal shall be dismissed by the Circuit Court as for want of prosecution: Provided, If the party appealing makes it appear by affidavit that he is not able to pay for such transcript of the testimony, then the stenographer shall furnish the same free of charge: Provided. That in no case shall the stenographer's fee exceed ten dollars. In case the attorneys for the appellant and respondent shall agree upon a statement of the case as prepared by them for the hearing before the Circuit Court, such statement of the case shall be a sufficient return from the County Court, and no transcript or other paper from the County Court shall be necessary.

SEC. 8. That in the selection of a jury for the trial of crimi-Rights of Sec. 8. That in the selection of a jury for the trial of crimi-jurorsin Coun- nal cases in said County Court, the accused, when charged with ty Courts. a misdemeanor, shall be entitled to peremptory challenges not exceeding three, and the State two; and in the trial of cases of felony, the accused shall be entitled to peremptory challenges not exceeding five, and the State three. In cases where there are two or more persons jointly indicted and so tried, the accused shall be jointly entitled to six peremptory challenges in cases of misdemeanor and eight peremptory challenges in cases of felony, and no more.

Petit jury to consist of six persons.

SEC. 9. Where a jury is required by law in the trial of causes, civil and criminal, in said Court, such jury shall consist All criminal cases wherein the punishment When Judge of six person's. may try case without a jury. does not exceed a fine of one hundred dollars or imprisonment for thirty days, shall be tried before the County Judge without a jury, unless a trial by jury is demanded by the accused. Such cases wherein a trial by jury is not so demanded shall be

carried to the foot of the calendar, to await trial by the County Judge after the jury cases for the term have been disposed of.

SEC. 10. That at the next ensuing general election the qualified electors of each of the counties in which a majority of the elected, term said electors shall have voted for the establishment of said County Court, shall elect a resident attorney at law thereof as County Judge. That such County Judge shall be the presiding Judge of the County Court, and shall hold his office for four years and until his successor has been elected and has qualified. That the said County Judge, before entering upon the duties of his office, shall take the same oath of office as that required by law of Circuit Judges, and shall be commissioned in the same

SEC. 11. That as to all cases and special proceedings within Jurisdiction of the County Court and pending therein, the Judge. County Judge of the county shall have the same jurisdiction with reference thereto, both in open court and at chambers, as is possessed by Circuit Judges over cases pending in the Circuit Courts over which they are presiding or in the Circuits in which they are resident.

manner as Circuit Judges.

SEC. 12. That the said County Court shall hold its first term Court. on the first Monday in the calendar month next succeeding the election and qualification of said County Judge, and hold a term beginning on the first Monday in every alternate month thereafter: Provided, Should the time at which any term of said Court is fixed conflict with the time of holding the Circuit Court for such county, then the term of the County Court shall begin on the Monday succeeding the time for the final adjournment of the Circuit Court. That the said County Court shall continue in session at each of its said terms until the business before it has been disposed of; and shall be open for the trial of cases, civil and criminal, from the beginning to the end of each of its said terms.

SEC. 13. That the grand jury as drawn in accordance with Grand jury law for service upon the Court of General Sessions in each of Court. the said counties shall constitute the grand jury for the said County Court, and shall meet with the said County Court at each of its terms, except the term next succeeding each session of the Circuit Court, at which term the grand jury need not meet with the County Court.

SEC. 14. That the Board of Jury Commissioners as constitors and in the Board of Jury Commissioners as constituted by the state of the s tuted by law in each of the counties of the State for the draw-drawn.

ing of jurors for the Circuit Courts shall constitute the Board of Jury Commissioners for the drawing of jurors to attend upon the sessions of the County Court, and the law relating to the qualifications, drawing and summoning of jurors for attendance upon the Circuit Courts shall apply to the qualifications. drawing and summoning of jurors for the County Court: Provided. That not more than eighteen persons shall be drawn and summoned to attend at the same time at any session of the County Court unless the Court shall otherwise order. Turors drawn and summoned shall appear and attend upon the sessions of the said County Court for which summoned until excused or discharged by the Judge presiding: Provided, That service as a juror in the County Court shall not be held to exempt the juror from service as such in the Circuit Court in the same year.

Duty of County Solici-

Sec. 15. That it shall be the duty of the County Solicitor to prepare, and through the presiding Judge of the Court of General Sessions, submit to the grand jury, while in attendance upon the Court of General Sessions, bills of indictment in all cases pending in the County Court where the punishment exceeds a fine of one hundred dollars or imprisonment for thirty days, and have not been previously acted on by the grand jury; and the grand jury shall act thereon, and report the same to the presiding Judge, and the said Judge shall direct the Clerk of the Court of General Sessions to report the same to the presiding Judge of the County Court at its next ensuing term. all cases in which bills of indictment are so found shall stand for trial by the County Court as though found by the grand jury while in attendance upon the County Court.

Clerk of Circuit Court ex officio Clerk of the County Court, and shall keep such calencounty Court. dars, minutes and records of the said County Court, and the causes therein pending, and attend and perform such duties as the Clerk thereof, as is required of him by law as Clerk of the Circuit Court. That for services performed as Clerk of the County Court he shall receive the same compensation as if performed by him as Clerk of the Circuit Court.

Duty of Sheriff.

Sec. 17. That the Sheriff of the county shall attend upon all sessions of the said County Count, and shall be subject to the orders thereof, and shall execute the orders, writs and mandates of the said County Court, as required by law of him with reference to the Circuit Court. For all such service he shall receive the same compensation as is allowed by law for similar services in the Circuit Court: Provided, That for serving each venire for the County Court the Sheriff shall receive the sum of ten dollars.

A. D. 1900.

SEC. 18. That the presiding Judge of the said County Court Bailiffs; how may appoint a sufficient number of bailiffs, not exceeding three, pay of. to attend upon the said Court, and be subject to the orders thereof. That such bailiffs shall receive as a compensation for their service one dollar per day for the time actually engaged, and shall not be retained in attendance upon the Court longer than the exigencies of the business of the Court shall require.

SEC. 19. Grand and petit jurors in attendance upon the sestion of jurors sions of the said County Court shall receive as a compensation and witnesses. for their services one dollar per day, and five cents per mile for necessary travel in going to and returning from the county seat. Witnesses in attendance upon the said County Court shall receive the same compensation as witnesses in attendance upon the Circuit Court.

SEC. 20. That the jurisdiction of Magistrates in criminal Jurisdiction of Magistrates cases in all counties wherein said County Court shall be estab-in Counties where County lished is hereby abolished: Provided, It shall be the duty of Courts are established and said Magistrates, and they shall have power, to issue warrants duties thereof. and hold preliminary examinations in all criminal cases, and take such action therein as is now provided by law in criminal cases beyond their jurisdiction; that in committing or binding over defendants and witnesses, it shall be the duty of said Magistrates to commit and bind over for trial at the next ensuing session of the County Court-except in those cases over which the County Court has no jurisdiction, in which case the said Magistrates shall commit or bind over for trial in the Court of General Sessions: Provided, further, It shall be the duty of said Magistrates, in binding over witnesses—to appear and testify, on behalf or the State, before the County Court. in cases wherein the punishments exceeds a fine of one hundred dollars or imprisonment for thirty days—to insert a provision in the recognizance requiring said witnesses to appear and testify in said case before the grand jury, at the next ensuing term of the Circuit Court, when the said next ensuing term of the Circuit Court is appointed by law to be held before a term of the County Court; that it shall be the duty of said Magistrates, immediately after committing or binding over a defendant for trial, to lodge with the Clerk of the Court by which the said

idefendant is to be tried, all papers and proceedings connected with the said case: *Provided*, That the Circuit Solicitor shall have the power to direct what cases may be tried before the Court of Sessions in all cases when the said Court has concurrent jurisdiction with the County Court.

Jurisdiction of Magistrates in civil cases.

SEC. 21. That the jurisdiction of Magistrates in civil cases and special proceedings in all counties wherein said County Court shall be established is hereby limited to cases and proceedings wherein the value of the property in controversy or the amount claimed does not exceed twenty-five dollars.

County Solicitor; how appointed; term of office, &c.

SEC. 22. That it shall be the duty of the Governor, upon the recommendation of the members of the General Assembly from each of the counties wherein said County Court has been established, to appoint for each of said counties a resident attorney at law as County Solicitor, whose term of office shall continue until his successor shall have been elected by the qualified electors of the county at the next succeeding general election and until his said successor qualifies. That after the first term herein provided for the term of the County Solicitor shall be for four years, and until the election and qualification of a successor, the qualified electors electing such successor at the general election occurring every four years. That the said County Solicitor shall represent the State in all cases brought before the said County Court wherein the State is a party, and shall have the same powers and perform the same duties with reference thereto as a Circuit Solicitor with reference to cases brought before the Court of General Sessions. He shall also attend all inquests held by the Coroner, aid in procuring evidence, and represent the State in the examination of witnesses at such inquests; and he shall ex officio be the legal adviser of the County Board of Commissioners without extra compensation.

Salaries of Judges and Solicitors of CountyCourts.

SEC. 23. That the said County Judge shall receive as a compensation for his services the sum of one thousand dollars per annum, and the said County Solicitor the sum of three hundred dollars per annum, to be paid by the county. That the said County Judge and County Solicitor are prohibited from practicing as attorneys at law in any cause or matter of which the said County Court has jurisdiction, or may acquire jurisdiction, and upon conviction of any wilful violation of this section, the offender shall be adjudged to have forfeited his office and shall be sentenced to pay a fine of not less than two hundred nor more than five hundred dollars, and be imprisoned for a period

of not less than one month nor more than six months: Provided, The said County Solicitor shall be at liberty to practice in all causes and matters on the civil side of said Court.

SEC. 24. That the County Judge in each of the counties Judge shall appoints stem-wherein the said County Court is established shall appoint for ographer; salary of, &c. the said County Court an official stenographer, who shall attend upon the sessions of the said Court and perform the same duties in connection therewith as are performed by Circuit Stenographers in the Circuit Courts. That the said stenographer shall receive from the county wherein he is appointed a salary of three hundred dollars per year.

Sec. 25. The provisions of this Act shall not apply to the Counties excepted. Counties of Abbeville, Anderson, Bamberg, Beaufort, Berkelev, Charleston, Chester, Chesterfield, Clarendon, Cherokee, Dorchester, Edgefield, Fairfield, Florence, Greenwood, Georgetown, Horry, Marion, Hampton, Lancaster, Laurens, Lexington, Marlboro, Orangeburg, Oconee, Pickens, Saluda, Sumter, Union, Williamsburg, Kershaw, Barnwell, Spartanburg, Greenville and York.

Sec. 26. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 13th day of February, A. D. 1900.

No. 186.

AN ACT TO PROVIDE FOR SPECIAL COURTS.

No. 42.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That upon the application to the Governor by the Solicitor of any Circuit, stating that the public Courts; obtained. interest demands an extra term of the Court of General Sessions in any county of the State, or upon the application of the majority of the members of the bar of any county, stating that the civil business demands an extra term of the Court of Common Pleas, it shall be the duty of the Governor to appoint some man, learned in the law, and to be suggested by the Chief Justice of the Supreme Court of the State, to hold an extra term of said Court or Courts in said county, and notify the Clerk of said Court of said appointment.

Special

How juries for, are drawn and summon-

SEC. 2. When notified of such appointment, the Clerk of the said Court shall notify the proper authorities, and the grand jury shall be summoned to attend, if it be a Court of Sessions, and a petit jury shall be drawn and summoned, if jury cases are to be tried, in the regular manner, for the purposes of said Court, and as the same may be necessary, and notify said special Judge of the time fixed for holding said special term of Court.

What business may be transacted. SEC. 3. If a special term of the Court of General Sessions only is ordered, after disposing of the Sessions business, the said Judge may also open the Court of Common Pleas for the transaction of any business which the parties or their attorneys may consent to be disposed of by him.

Salary of special Judge.

SEC. 4. The said special Judge shall be allowed for his services ten dollars per day and his necessary expenses, and the same per diem for not exceeding five days for the preparation of his decrees.

When to go into effect.

Sec. 5. This Act shall go into immediate effect from the date of its approval.

Repealing clause.

SEC. 6. All Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 13th day of February, A. D. 1900.

No. 187.

No. 56. AN ACT to Empower and Authorize the Presiding Judge at any Special Term of the Circuit Court to Appoint a Stenographer, and to Provide for his Compensation.

When a stenographer for special term of Court may be appointed.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That on and after the passage of this Act, it shall be lawful for the presiding Judge at any special term of the Circuit Court, where the official Stenographer is performing the duties of his office at a Court then being held in some other county of the Circuit, to appoint a Stenographer for said term of the Court, who shall perform the duties of the office of Court Stenographer for said term of Court.

Compensation of. SEC. 2. That the Stenographer appointed under the provisions of the foregoing section shall receive the same compensa-

tion as that allowed by law to the official Stenographer in proportion to the time of service, to be paid out of the county treasury, upon the warrant of the Clerk of the Court, approved by the presiding Judge, and also the usual fees for copies of testimony and reports of Court proceedings, to be paid by the parties ordering the same.

Sec. 3. All Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 17th day of February, A. D. 1900.

No. 188.

AN ACT to Amend an Act Entitled "An Act to Further No. 153. AMEND SECTION 8 OF AN ACT TO PROVIDE FOR THE AP-POINTMENT OF MAGISTRATES AND TO DEFINE THEIR JURIS-DICTION, POWERS AND DUTIES," APPROVED MARCH 2D, 1897, AND ACTS AMENDATORY THEREOF, APPROVED 3D MARCH, 1899.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 8 of an Act entitled "An Act of 1897, Act to provide for the appointment of Magistrates, and define XXII. 472, as their jurisdiction, powers and duties," approved 2d day of Act of 1897 March, A. D. 1897, amended and approved 3d day of March, amended. 1899, and all Acts amendatory of the said section 8, shall be and remain as now provided, except the following additional and further amendments to the said section 8 shall take effect on and after the approval of this Act, to wit: The several subdivisions or subtitles of said section referring to the several counties which are hereinafter named shall be so amended as to read as follows:

Anderson County.—Each of the Magistrates at Anderson Magistrates Court House, one hundred and fifty dollars; the Magistrate at in Anderson Pelzer, one hundred and twenty-five dollars, and all the others ries of in the county, each fifty dollars.

Barnwell County.—There shall be eight Magistrates in Barnwell County, each to appoint a Constable with location and sala-County; salaries as follows: one Magistrate each at Barnwell Court House their Constant and at Blackville, at a salary each of two burdens and salary block.

lars, and each of these Magistrates to have a Constable at a salary each of two hundred and eighty-five dollars; one Magistrate at Allendale, at a salary of one hundred and seventy-five dollars, and his Constable at a salary of one hundred and eighty-five dollars; one Magistrate each at Williston, Ulmers and Four Mile, at a salary of one hundred dollars, with Constables each at a salary of one hundred and fifteen dollars; one Magistrate at Klien, whose salary shall be sixty dollars, and his Constable seventy dollars; and one Magistrate at Red Oak, whose salary shall be seventy-five dollars, and his Constable shall receive a salary of seventy-five dollars. The Magistrate at Allendale shall hold his Court at Fairfax one day in each week when the business of the Court requires it. And the Magistrate at Red Oak shall hold his Court at or near W. W. Armstrong's store in Baldock Township one day in each week when the business of the Court requires it.

Magistrates in Berkeley County; sala-ries of and of their Constables.

Berkeley County.—That from and after the expiration of the present terms of office of the Magistrates now holding office in Berkeley County, there shall be ten Magistrates in said county, and no more, who shall be distributed as follows: three in the Parish of St. James Goose Creek, of whom one shall reside in the upper portion of said parish, one in the central portion and one in the lower portion of said parish; two in the Parish of St. Johns, of whom one shall reside in upper St. Johns and one in the neighborhood of the Court House; two in the Parish of St. Stephens, of whom one shall reside at or near the town of St. Stephens, one at or near Rigley's Mills; one in the Parish of St. James Santee, and one in the Parish of St. Thomas and St. Dennis; one shall be located in the lower part of St. Johns Berkeley, and have an office at or near Oakley. The said Magistrates shall each receive a salary of one hundred dollars per annum, in lieu of all costs, charges or fees in criminal matters; they shall each have the power to appoint one regular Constable, who shall receive the same compensation as due the Magistrate.

Magistrates in Cherokee diction, ries, &c.

Cherokee County.—The Judicial Districts shall be as follows: County; juris- the First District shall embrace Limestone Township; the Second District shall embrace White Plains Township; the Third District shall embrace Draytonville Township; the Fourth District shall embrace Gowdeyville Township; the Fifth District shall embrace Morgan, and the Sixth shall embrace Cherokee The said Magistrates and their Constables shall each receive from said county, as compensation for their ser-

vices, and in lieu of all fees and costs in criminal cases, the following salaries per annum, payable quarterly, to wit: the Magistrate for the First District, residing at Gaffney, one hundred dollars, payable quarterly, and he shall be allowed no Constable, but direct all his processes, civil and criminal, to the Sheriff of the county, who shall receive a salary of one hundred and seventy-five dollars for all criminal work issuing from said Magistrate's Court, and for the service of all civil processes issuing from said Magistrate's Court, the fees now allowed by law for Constables, and the said Magistrate shall have jurisdiction over Cherokee County; and the Magistrate of the Sixth District, residing at Blacksburg, shall receive one hundred dollars, and the Constable for said Magistrate shall receive one hundred dollars as a salary; and all other Magistrates for said county each shall receive forty dollars, and their Constables each forty dollars, payable quarterly. Three additional Magistrates shall be appointed in said county to those appointed by law, as follows: One for Limestone Township, one for Cherokee Township, who, with his Constable, shall reside and have police power at Cherokee Falls, with concurrent jurisdiction with the Magistrate of the Third and Fourth Districts; and one who shall reside at or near Littlejohn's Precinct, with concurrent jurisdiction with the Magistrates of the Third and Fourth Districts; and the said additional Magistrates shall each appoint one Constable, and they and their Constables shall each, respectively, receive the same salary as the Magistrates and Constables of the Fourth District.

Chesterefild County.—The Magistrate for Cheraw Township, eighty dollars; for Chesterfield Court House, one hundred County; salaand twenty-five dollars: Provided. He be required to attend all Courts of General Sessions for Chesterfield County: for Jefferson, Old Store and Mt. Croghan, each fifty dollars; for Cole Hill, Steer Pen, Alligator and near Brock's Mill, each forty dol-Each of these Magistrates shall appoint a Constable, who shall give bond under the provisions of the Act of 1894, relating to Constables in said county, and shall receive the same as the Magistrate appointing him, in lieu of fees and costs in criminal cases and criminal matters, except that they shall be allowed five cents per mile, going and returning, by the nearest route from the office of the Magistrate whom they serve, to the jail or chain-gang, as the case may be, when required to take prisoners,

and mileage to be charged for each trip, regardless of the number prisoners so carried.

Magistrates in Beaufort County; salaries, &c.

Beaufort County.—Eight Magistrates: one at Beaufort, seven hundred dollars; one each for St. Helena and Yemassee Townships, each to receive two hundred and fifty dollars: one each for Port Royal and for Sheldon, Coosawhatchie, Bluffton and Hilton Head Townships, each at a salary of two hundred dollars; each of the said Magistrates for Beaufort County may appoint one Constable, at the following named salaries each, to be paid as the salaries of the Magistrates so appointing: the Constable for Beaufort, two hundred and fifty dollars; for Yemassee and St. Helena Townships, each one hundred and twenty-five dollars; for Hilton Head Township, seventy-five dollars; and the Constable for each of the other places, one hundred dollars. Said Constables also to receive five cents a mile for every mile of necessary travel in the performance of their duties when the same may be collected from the defendants. That the jurisdiction of the Magistrates now, or hereafter, appointed for the County of Beaufort, resident at or near Hardeeville, be and hereby is extended over the territory of Hampton County, to the limits or five miles in each and every direction from the Charleston and Savannah Railway depot in said village of Hardeeville, in criminal cases: Provided, He shall only have jurisdiction to issue warrants for and arrest persons charged with crime in Hampton County and deliver them to the authorities of Hampton County for trial.

Magistrates in Chester County.

Chester County.—Magistrates for First District, three hundred and fifty dollars; the Magistrate for Second District, eighty-five dollars; the Magistrate for the Third District, one hundred dollars, and the Magistrates in the other districts, fifty dollars each. Constables to receive the same compensation now fixed by law.

Magistrates in Clarendon County.

Clarendon County.—Magistrates at Manning, three hundred dollars; and all others in the county, each, one hundred dollars. That from and after the first day of January, A. D. 1901, it shall be the duty of the Sheriff of Clarendon County to perform all the duties of Constable for the Magistrate (formerly Trial Justice) at Manning, in criminal cases, without receiving any extra compensation therefor.

Magistrates in Darlington County.

Darlington County.—Darlington Court House, two Magistrates, at two hundred and twenty dollars each; Lamar, one Magistrate, at one hundred and fifty dollars; Society Hill, one

Magistrate, at one hundred and twenty-five dollars; Hartsville, one Magistrate, at two hundred and twenty dollars; Una, one Magistrate, at one hundred and twenty-five dollars. The Magistrates at Darlington Court House shall issue their papers direct to the Sheriff of the county, who shall be entitled to the same fees as allowed Constables in similar cases.

A. D. 1900.

Dorchester County.—There shall be appointed in Dochester in Magistrates in Dorchester County seven Magistrates, as follows: Two at Summerville, County; jurisdiction of, salone each at the following places: St. George, Harleyville, their Constants Ridgeville, Grover, and one in Collins Township. The Magis- bles. trates shall have jurisdiction throughout the county, and receive compensation as follows: The Magistrate at St. George shall receive one hundred and fifty dollars, and the Magistrates at Ridgeville and Summerville shall each receive one hundred dollars; the Magistrate at Harleyville and in Collins Township shall receive sixty-five dollars, and the Magistrate at Grover fifty dollars. Said compensation shall be in full for all cost and fees in criminal cases, except as hereinafter provided. Magistrate shall appoint one Constable, who shall receive an annual salary equal to the Magistrate by whom said Constable is appointed, which salary shall be in lieu of all costs in criminal cases, except at Summerville, where there shall be one Constable, who shall be appointed by the Governor and act for both Magistrates, after entering into bond with sufficient sureties, to be approved by the Clerk of Court of said county, in the sum of two hundred dollars, and who shall receive a salary annually of one hundred and fifty dollars, such salary to be in lieu of all costs and fees as now provided by law: Provided, That each Constable shall receive four cents per mile each way for conveying prisoners to prison or chain-gang, in addition to the actual expenses incurred for such transportation: And further Provided, That the nearest of said Magistrates may hold inquests when necessary, and receive the sum of two dollars and fifty cents for viewing a body and granting a burial permit, and five dollars for holding an inquest. That the Magistrates now appointed shall continue in office until their successors are appointed and qualified. The salaries and fees herein provided for shall be paid monthly by warrant of the County Supervisor on the County Treasurer.

Edgefield County.—There shall be in Edgefield County seven in Edgefield Judicial Districts, as follows, to wit: the First District shall embrace those parts of Pickens and Wise Townships not in Disconstitution of, &c.; Constables.

trict Two; the Second District shall embrace Shaw Township, and that portion of Merriwether, Wise and Pickens Townships within following limits, to wit: east of the old Stage Road from Kendrick's by the Tillman Place, Mt. Vintage to Mays, and then turn to the right, leaving the old Stage Road and go by Gary Place, crossing the old Plank Road between Walter Miller's and Barr Place, thence around by Rock Quarry to intersect the Weaver Road at T. G. Smith's; thence to J. DeLoch's, thence leaving the Weaver Road, taking the road by Harmony Church on to Mark Toney's; thence the road leading to Holmes' Mill; thence to where this road enters the Aiken Road, near Dr. Timmerman's; and the salary of the Magistrate and Constable in the said Second District shall each be one hundred dollars; the Third District shall embrace those portions of Johnston. Mobley and Ward Townships remaining in Edgefield County; the Fourth District shall embrace Merriwether, Gregg and Collier Townships not embraced in Second District; the Fifth District shall embrace Washington, Ryan and Collins Townships: the Sixth District shall embrace Tolbert. Moss and Hibler Townships; the Seventh District shall embrace Blocker Township, that portion of Grey Township lying south of the line surveyed for Greenwood County, that portion of Pine Grove Township remaining in Edgefield County, and that portion of Pickens Township lying north of Little Turkey Creek and west of a straight line running from a point on said creek five hundred yards above the bridge, on road between Capt. J. C. Brooks and estate of John Harris, in a northeasterly direction, to the Saluda County line, at a point fifty yards north of Calvary The office of the Magistrate of the First District shall be at Edgefield Court House, and his salary shall be one hundred and fifty dollars per annum; the office of the Magistrate of the Third District shall be at Johnston, and his salary shall be one hundred dollars per annum; the office of the Magistrate of the Fourth District shall be at Parksville, and his salary shall be one hundred dollars per annum; the salaries of the remaining Magistrates in said county shall be each seventy-five dollars per annum: Provided, however, That the criminal jurisdiction of the Magistrate of the First District shall not be confined to the townships of that district, but shall extend over the whole county of Edgefield, except the trial and examination of cases, which shall be had before the Magistrate nearest the defendant, as now prescribed by law. That each Magistrate appointed for

the County of Edgefield, under the provisions of this Act, shall be authorized and empowered to appoint and employ a person to act as Constable, who shall receive from the county as compensation for his services the same amount as that received by the Magistrate making such appointment, and which shall be paid in the same manner.

A. D. 1900.

Greenville County.—There shall be appointed in Greenville in Greenville Greenville County twelve Magistrates, as follows: two in the city of Greenville, at a salary of three hundred dollars each; one for Bates and Paris Mountain Townships, at a salary of fifty dollars; one for Cleveland and Saluda Townships, at a salary of fifty dollars; one for O'Neal and Chick Springs Townships, at a salary of fifty dollars; one for Highland and Glassy Mountain Townships, at a salary of fifty dollars; one for Butler and O'Neal Townships, at a salary of fifty dollars; one for Gantt and Grove Townships, at a salary of seventy-five dollars; one for Oak Lawn and Dunklin Townships, at a salary of fifty dollars; one for Fairview Township, at a salary of fifty dollars. Each of the aforesaid Magistrates, except the Magistrates for the city of Greenville, shall appoint a Constable, who shall receive a salary of fifty dollars each, except for Gantt and Grove, who shall receive seventy-five dollars. There shall also be a Magistrate at the town of Greers, who shall receive a salary of seventy-five dollars, fifty dollars of said salary to be paid by Greenville County and twenty-five dollars by Spartanburg County; and said Magistrate at Greers shall appoint a Constable, at a salary of sixty dollars, forty dollars of said salary to be paid by the County of Greenville and twenty dollars by the County of Spartanburg. Also, one Magistrate at the town of Piedmont, at a Magistrate at Piedmont. salary of one hundred dollars, who shall appoint a Constable, at a salary of one hundred dollars, one-half of each of these salaries to be paid by the County of Greenville and the other half by the County of Anderson; both of these officers to reside at Piedmont, and have jurisdiction, police powers and duties within a radius of three miles from Piedmont within both Greenville and Anderson Counties.

Laurens County.—Magistrate at Laurens Court House, two Magistrates hundred and fifty dollars; at Waterloo, one hundred dollars; County. at Clinton, one hundred dollars; and all others in the county, each, fifty dollars. Magistrates' Constables at Laurens Court House, two hundred and twenty-five dollars; and in Dial's Township, seventy-five dollars.

A. D. 1900. Magistrates in Lexington

Lexington County.—That section 874, vol. 1, of the Revised Statutes of South Carolina, be, and the same is hereby, amended so that as amended said section shall read as follows: That the County; terrison so that as amended said section shall read as follows: That the torial jurisdie-County of Lexington is divided into four Judicial Districts; the First District shall embrace Lexington, Hollow Creek, Boiling Springs and Congaree Townships; the Second District shall embrace Saluda, Broad River and Fork Townships; the Third District shall embrace Gilbert Hollow, Chinquepin and Black Creek Townships; the Fourth District shall embrace Bull Swamp, Sandy Run and Platt Springs Townships. One Magistrate shall be appointed for each of said districts, who shall be a resident of the district for which he is appointed; and the Magistrate for District No. 1 shall hold his office in the town of The said Magistrates shall have exclusive jurisdiction within their respective districts in all prosecutions triable by them, and in cases cognizable by the Court of General Sessions they shall have jurisdiction throughout said county; but prosecutions may be removed from one Magistrate to another, as now provided by law. Each Magistrate may appoint a person to act as Constable in serving and executing process issued by him, who shall not be related, either by consanguinity or affinity within the sixth degree, to the said Magistrate. salaries of said Magistrates shall be as follows: For the First and Second Districts, one hundred and fifty dollars each per annum, and for the Third and Fourth Districts, one hundred and twenty-five dollars each per annum; the salary of each of the Constables for the Magistrates in said districts shall be one hundred dollars per annum; and the salaries of all the said Magistrates and Constables shall be in lieu of all fees, costs and charges in criminal cases. The Sheriff may be authorized to serve and execute process issued by any Magistrate of said county in criminal prosecutions cognizable by the Court of General Sessions, and shall therefor receive the fees allowed by law for such service. The Constables so appointed shall each give bond in the sum of two hundred dollars, with good and sufficient sureties, for the faithful discharge of their duties, said bonds to be approved by the County Board of Commissioners. The County Board of Commissioners shall set aside a sum sufficient to pay the salaries herein provided, quarterly, out of the county funds. Each of said Magistrates shall collect and pay over to the County Treasurer of the county all costs and fees to which he, or the Constable employed or appointed by him,

would have been entitled but for the provisions of this section, together with all fines collected; and shall, at least ten days prior to each term of the Court of General Sessions for the county, make out and file with the Clerk of said county a certified transcript of his criminal docket, which shall show the amount of fees, costs and fines imposed, and the amount collected thereon. If either of said Magistrates shall neglect to attend to the duties Neglect of duties of office of his office, or shall be guilty of extortion or oppression in a misdemeanoffice, or shall fail to pay over, as required by this section, the costs and fines collected by him in his office, he shall be liable to indictment therefor, and upon conviction thereof shall be imprisoned for a period of not less than six months nor more than one year, or be fined in a sum not less than fifty dollars nor more than two hundred dollars, either or both, in the discretion of the That one additional Magistrate be appointed in Lexington County, at New Brookland, in Congaree Township; with a salary of one hundred dollars, and his Constable seventy-five dollars per annum, whose jurisdiction shall be in said township That all Acts or parts of Acts inconsistent with this subdivision as Lexington County, be and the same are hereby re-That this subdivision, as to Lexington County, shall take effect and be of force on and after the first day of January, A. D. 1901.

A. D. 1900.

Marlboro County.—Magistrates at Bennettsville, two hundred and fifty dollars, and all others in the county fifty dollars County. And there shall be appointed an additional Magistrate of the fifty dollar class as to salary to reside at Dunbar, in Hebron Township: Provided, The Magistrate at McCall shall receive a salary of one hundred dollars, and his Constable a salary of fifty dollars.

Magistrates in Marlboro

Marion County.—Two Magistrates at Marion Court House, to receive a salary of two hundred and fifty dollars each, and one County. at Dillon, to receive a salary of one hundred and fifty dollars. The one at Dillon to appoint a Constable, who shall receive a salary of one hundred dollars. Two Magistrates to reside south of the Wilmington, Columbia and Augusta (Atlantic Coast Line) Railroad, and one in Hardeeville Township, each to receive a salary of sixty dollars, and each to appoint a Constable, who shall receive a salary of fifty dollars. One Magistrate at or near Mullins, and one at or near Latta, each of whom shall receive a salary of eighty dollars; each to appoint a Constable, who shall receive a salary of seventy dollars; one Magis-

Magistrates in Marion

trate resident in Reaves Township, and one in Hillsboro Township, and one in Kirby Township, each at a salary of seventy dollars, each of whom shall appoint a Constable, at a salary of fifty dollars: Provided, That the said salaries shall be paid quarterly, and shall be in full of all costs and fees in criminal cases: Provided, further, That so much to be earned by each Magistrate and Constable, in criminal cases, to be proved by itemized and verified accounts at the rate of last fee bill submitted quarterly to the County Board of Commissioners, and if not. then such Magistrate or Constable shall only receive the actual amount earned in criminal cases, according to the fee bill: Provided, further, That on each quarterly account there shall be an affidavit showing that all costs, fees and fines in criminal cases collected to date, have been fully turned over to the County Treasurer; and one additional Magistrate, who shall reside in Manning Township, whose salary shall be seventy-five dollars, and whose Constable shall receive fifty dollars: Provided, That nothing contained herein shall be construed to prevent Magistrates of the county from directing to the Sheriff all warrants and other processes in criminal cases, triable in the Court of General Sessions: Provided, further, That the Sheriff shall not be allowed any fee for summoning witnesses to appear in the Court of General Sessions who have been recognized to appear. except in cases where bench warrants are issued: Provided. further, That the Constable appointed as aforesaid, shall serve all papers issued in criminal cases by the Magistrates appointing them not allowed to be served by the Sheriff, except in cases where said Constables are not able to serve same for some good and sufficient cause, which cause shall be made to appear by affidavit on any account rendered against the county by the person actually serving the same.

Magistrates in Oconee County and their Constables.

Oconee County.—One at Walhalla, whose compensation shall and be one hundred and twenty-five dollars per annum, one at Seneca, whose compensation shall be seventy-five dollars per annum; one at Westminster, whose compensation shall be seventy-five dollars per annum; one at or near Oakway, whose compensation shall be sixty-five dollars per annum; one at or near Damascus, whose compensation shall be thirty dollars per annum; one at or near Salem, whose compensation shall be thirty-five dollars per annum; one at Newry, whose compensation shall be twenty-five dollars per annum, and all others twenty-five dollars each. That each Magistrate shall appoint

one Constable, who shall receive in lieu of all fees, costs and charges in criminal cases the same compensation now allowed by law to the Magistrate appointing him.

A. D. 1900.

Newberry County.—In Newberry County ten Magistrates Magistrates in Newberry shall be appointed, one of whom shall reside in the Township County and their County and No. 1, one in the town of Prosperity, one in each of the Town-bles. ships Nos. 3, 4, 5, 6, 7, 8, 10 and 11. The Magistrate in Newberry shall receive an annual salary of two hundred dolars; in Prosperity, seventy-five dollars; in Township No. 3, twenty dollars; and in all of the others, twenty-five dollars each per annum; said salaries shall be in lieu of all fees in criminal cases. and shall be paid quarterly. Each of the said Magistrates may appoint a Constable, who shall receive the same annual salary as the Magistrate appointing him, in lieu of all fees in criminal cases, and each Constable shall also receive three cents per mile each way for conveying prisoners after conviction to the jail or chain-gang. The Sheriff of the County shall act as Constable for any Magistrate who does not appoint a Constable, and shall receive as his compensation the salary provided herein for the Each Magistrate shall file with the Clerk of the Court of Common Pleas and General Sessions a certificate of the appointment of his Constable, and said Constable, before entering upon the discharge of his duties, shall file with the said Clerk a bond in the penal sum of two hundred dollars in the form now required by law for Constables. The County Supervisor shall furnish dockets and blanks for said Magistrates for criminal cases only: Provided, That nothing herein contained shall be construed to prevent Magistrates of the county from directing to the Sheriff all warrants and other process in criminal cases triable in the Court of General Sessions: Provided, further. That the Sheriff shall not be allowed any fees for summoning witnesses to appear in the Court of General Sessions who have been recognized to appear except in cases when bench warrants are issued: Provided, further, That the Constables appointed as aforesaid shall serve all papers issued in criminal cases by the Magistrates appointing them, not allowed to be served by the Sheriff, except in cases where said Constables are not able to serve same for some good and sufficient cause, which cause shall be made to appear by affidavit on any account rendered against the county by the person actually serving the same: Provided, further, That the County Board of Commis-

sioners shall furnish a suitable office for the Magistrate in the town of Newberry.

Magistrates in Orangeburg County and their Constables.

Orangeburg County.—District No. 1 shall be comprised of the Townships of Orange, Zion, Middle and that part of Caw Caw lying to the west of Orangeburg and Columbia Road, with one Magistrate, who shall hold his office at the Court House, and whose salary shall be three hundred and fifty dollars per annum, with two Constables, whose salaries shall be three hundred dollars each per annum. District No. 2 shall be comprised of the Townships of Amelia, Pinegrove, Lyons and that part of Caw Caw lying east of the Orangeburg and Columbia Road, with one Magistrate and one Constable, whose salaries shall be one hundred and seventy-five dollars each per annum; said Magistrate shall hold his Court, at least two days in each week, in the town of St. Matthews. District No. 3 shall be comprised of the Townships of Branchville, New Hope and Cow Castle, with one Magistrate and one Constable, whose salaries shall be one hundred and fifty dollars each per annum. The said Magistrate shall have at least one office day at the town of Bowman, and at least two office days at the town of Branchville each week. District No. 4 shall be comprised of the Townships of Poplar, Providence, Goodbye and Vances, with one Magistrate and one Constable, whose salaries shall be one hundred and twenty-five dollars each per annum. No. 5 shall be comprised of the Townships of Edisto, Union and Liberty, with one Magistrate and one Constable, whose salaries shall be seventy-five dollars each per annum. No. 6 shall be comprised of the Townships of Hebron, Willow and all that part of Goodland not included in District No. 7, lying east of a straight line drawn from the mouth of Goodland Swamp on the South Edisto River to Jones' Bridge on the North Edisto River, with one Magistrate and one Constable, whose salaries shall be one hundred and twenty-five dollars each per District No. 7 shall be comprised of the territory situated to the west of a line drawn from the mouth of Goodland Swamp on the South Edisto River to Jones' Bridge on North Edisto River, with one Magistrate and one Constable, whose salaries shall be fifty dollars each per annum. District No. 8 shall comprise the Township of Elizabeth, with one Magistrate and one Constable, whose salaries shall be seventy-five dollars each per annum.

Spartanburg County.—Sixteen Magistrates and no more shall be appointed in and for the County of Spartanburg, two of whom shall reside and have their offices in the city of Spar-in Spartan-burg County tanburg. The said Magistrates shall be paid for their services and their Constables; duties annual salaries, payable quarterly on the first day of January, of Magistrates, &c. April, July and October, as follows: The Magistrates in the city of Spartanburg, each two hundred dollars per annum; the Magistrate at Clifton, one hundred dollars per annum; and all others in the county, each fifty dollars per annum. Magistrate at Greer's, whose jurisdiction extends into Spartanburg County, twenty-five dollars per annum. Each of said Magistrates shall make and file with the County Board of Commissioners, at the end of each quarter, an itemized, verified account of all costs, fees, fines, penalties and forfeitures collected by him in criminal cases during the quarter, and make oath that the same have been paid over to the County Treasurer, and he shall file at the same time, with said Board, a separate itemized, verified account of all monies received by him or due to him as fees or costs, or in any other manner, as pay for his services as Magistrate during said quarter, and at the same time he shall exhibit his civil and criminal dockets to said Board for inspection and examination. No warrant shall be issued by said Board for the salary of any Magistrate who fails to comply with the foregoing requirements. They shall not be allowed any extra compensation for holding inquests, except upon affidavit that the Coroner failed, after twelve hours' notice of the finding of the dead body, to appear and hold such inquest; the expense of such notice to be paid by the Coroner. Each of said Magistrates may appoint a regular Constable, whose term of office shall be coterminal with that of the Magistrate appointing him, unless sooner removed by such Magistrate. Each Constable shall be entitled to charge and receive Costs of Constables. the costs and fees provided in section 2662 of the Revised Statutes of 1803. Each Constable shall make and file with the County Board of Commissioners, at the same time that the Magistrates are required to file their accounts, an itemized, verified account against the county for his services according to the allowances in said section, and he shall make oath that he has turned over to the Magistrate under whom he is acting all costs, fees, fines, penalties and forfeitures collected by him in criminal cases during the quarter, and he shall file at the same time with said Board an itemized, verified account of all monies

received by or due to him as fees, costs, or in any other manner, as pay for his services as Constable during said quarter, and not paid over to the Magistrate under whom he is acting; and the account of no Constable shall be audited or paid by the Board until he complies with the foregoing requirements. fore the account of any Constable shall be audited and paid, the Magistrate, under whose authority he is acting and the services were rendered, shall endorse thereon an affidavit that he has carefully examined the said account, and that the services therein charged for were actually rendered in the execution of papers issued by him, and that he verily believes that the account is just, true and correct in every particular.

Special Con-stables.

said Magistrates may also appoint in writing, special Constables, when in their judgment the public weal require it, who shall be paid as regular Constables, the accounts of such special Constables being filed and verified in all respects as required Who may not herein in the case of a regular Constable. It shall be unlawful for any of said Magistrates to constable. execute any paper or process issued by him, any person who is interested in the service or execution of such paper or process, or in the employment of any such person; and any Magistrate who wilfully or knowingly violates the provisions of this section, shall be guilty of a misdemeanor, and upon conviction shall be fined five dollars or imprisoned five days. County Board of Commissioners of said county are hereby authorized and empowered to furnish criminal blanks to the Magistrates of said county: Provided, That not more than fifty dollars per annum shall be expended for said purpose: Provided, further, That the accounts of Magistrates and Constables may be audited and paid by the County Board of Commissioners of said county without being itemized as hereinbefore required, if the same cannot be itemized on account of the loss or destruction of the books in which they have been kept.

Sec. 2. All Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 189.

A. D. 1900.

AN ACT TO REGULATE THE GRANTING OF BAIL BY MAGIS-

No. 86.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the approval of Committing Magistrates this Act, when any Magistrate commits a party to jail for a required to name amount bailable offence, such Magistrate shall state on commitment of bail in commitment. the amount of recognizance required, upon entering into which the party shall be released from custody, and upon entering into such recognizance before any Magistrate, or the Clerk of the Court of the county, such party shall be released from custody.

Sec. 2. Any Magistrate, or the Clerk of the Court of the Any Magistrate or Olerk county in which the party is imprisoned, when demanded by of Court shall take recognisuch party, shall take the recognizance without extra compen-zance. sation.

Approved the 17th day of February, 1900.

No. 190.

AN ACT TO REGULATE THE PRACTICE IN SUITS BROUGHT ON Causes of Action which are Saved from the Bar of THE STATUTE OF LIMITATIONS BY PART PAYMENT OR A WRITTEN ACKNOWLEDGMENT.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the passage of How shall this Act, all actions upon causes of action which would be brought barred by the Statute of Limitations but for part payment or a see saved from bar of statute written acknowledgment, shall be brought on the original cause by part pay ment, &c. of action, and the part payment or written acknowledgment shall be evidence, to prevent the bar of the Statute of Limitations.

causes

Sec. 2. That all Acts or parts of Acts inconsistent herewith, are hereby repealed.

Approved the 9th day of February, 1900.

No. 191.

No. 19. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO DECLARE AND ESTABLISH THE JURISDICTION OF THE RECORDER OF THE CITY OF CHARLESTON, OR ANY MAGISTRATE HOLDING THE POLICE COURT OF THE CITY OF CHARLESTON," AP-PROVED THE 11TH DAY OF FEBRUARY, 1897.

of Charleston, amended.

Section 1. Be it enacted by the General Assembly of the Act 1897, State of South Carolina, That an Act entitled "An Act to de-lating to juris-lating to juris-clare and establish the jurisdiction of the Recorder of the city of Charleston, or any Magistrate holding the Police Court of the city of Charleston," be amended by striking out the words "within the jurisdiction of Magistrates," on the eighth line, and the word "thirty," on the fourteenth line of the first section of said Act, and inserting in lieu thereof the words "not within the exclusive jurisdiction of the Court of General Sessions," on the eighth line, and the word "ninety," on the fourteenth line; so that the section when so amended shall read as follows:

Section 1. Be it enacted by the General Assembly of the Jurisdiction State of South Carolina, That the Recorder of the city of of Recorder Charleston, and any Magistrate holding the Police Court of the Court of city of Charleston, in the case of absence, sickness or other disability of such Recorder, be invested with jurisdiction to hear and determine all cases of a criminal nature occurring within the limits of the city of Charleston, which are not within the exclusive jurisdiction of the Court of General Sessions; that is to say, any such officer holding the Police Court shall have jurisdiction of all offences committed within the limits of the city of Charleston, on arrest by the police or municipal authorities, which may be subject to the penalties of fine or forfeiture not exceeding one hundred dollars, or imprisonment with or without hard labor not exceeding ninety days, and may impose any sentence within these limits singly or in the alternative.

Approved the 9th day of February, A. D. 1900.

No. 192.

A. D. 1900.

AN ACT to Require Clerks to Satisfy of Record Certain MORTGAGES OF REAL ESTATE AND TO PRESCRIBE THE FORM.

SECTION I. Be it enacted by the General Assembly of the State of South Carolina, That upon the confirmation by the of mortgages Circuit Court of the report of the Master or other officer mak- on lands sold by order of irg sale of lands pursuant to decree of foreclosure, it shall be Court shall be marked satisthe duty of the Clerk of the said Court to enter upon the record fied. of the mortgage so foreclosed release of lien thereof in the form prescribed in section 2 of this Act: Provided, That nothing herein shall be construed to satisfy any unpaid portion of the debt secured by said mortgage.

SEC. 2. That the release of lien entered by the Clerk under Form of endorsement to section I of this Act shall be made in writing on the margin of be made by the record book in which the mortgage to be satisfied is recorded, and opposite to said mortgage, and shall be in the following form: "Lien released by sale under foreclosure the

. See judgment roll No. day of , A. D. 19 ;" and signed by the Clerk.

Sec. 3. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 193.

AN ACT TO AMEND SECTION I OF AN ACT ENTITLED "AN ACT No. 124. IN RELATION TO THE PROOF OF RECORDED INSTRUMENTS OTHER THAN WILLS," APPROVED 21ST FEBRUARY, 1898.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 1 of an Act entitled "An Sec. 1 of Act Act in relation to the proof of recorded instruments other than 746, amended." wills," approved February 21, 1898, be amended by striking out "ten (10)" and in lieu thereof inserting the word and figures "twenty (20);" so that the said section as amended shall read as follows:

A. D. 1900. How recordinstru-ts. other

in certain

guardian.

"Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the production (without further or other proof) of the original of any and every instrument in writing (other than wills), required by law to be recorded, shall always and everywhere be prima facie evidence of the execution of such instrument: Provided, That such instrument shall have been recorded in the manner and place, and within the time, prescribed by law for recording the same: And Provided, further. That any party or his attorney so producing any such recorded instrument shall have given at least twenty (20) days previous notice in writing to the opposite party, or his attorney, of the intention so to produce any such recorded instrument, with a description of the same. In the case of wills, the rules of evidence now of force shall continue to apply."

Approved the 19th day of February, A. D. 1900.

No. 194.

AN ACT RELATING TO THE ESTATES OF MINORS. No. 7.

Section 1. Be it enacted by the General Assembly of the Courts may State of South Carolina, That in cases where a minor becomes entitled to a sum of money not exceeding twenty-five dollars in cases order money paid due to minors. the settlement of estates, or under the judgment, order or dewithout appointment of cree of any Court, and such minor has no general or testamentary guardian to whom such sum may be paid, and whose estate however derived is, in the judgment of the Court in which the settlement is made, or the judgment, order or decree is rendered, too small to warrant the expense of the appointment of a guardian, it shall and may be lawful for such Court, or the Judge thereof, to make an order for the same to be paid to the minor, or the father or mother of such minor, or if the father and mother be dead, to some other person for the benefit of such minor, as to such Court or Judge may seem best.

Approved the 9th day of February, A. D. 1900.

No. 195.

AN ACT TO LIMIT THE LIABILITY OF PARTNERS, AFTER THE DISSOLUTION OF A FIRM, TO THEIR OWN ACTS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the passage of only liable for this Act, no acknowledgment, payment or part payment or re-their own acts newal of any debt or obligation of a firm, made after notice of tion of partnership. the dissolution of the copartnership, shall have any force or effect to bind any member of the firm, or continue his liability to pay said copartnership debt, other than the person by whom such acknowledgment, payment or part payment or renewal shall be made, or in any wise affect their right to plead the Statute of Limitation or the presumption of payment from lapse of

Approved the 13th day of February, A. D. 1900.

No. 196.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO REGULATE THE FORECLOSURE OF MORTGAGES OF REAL ESTATE," AP-PROVED JANUARY THE 5TH, A. D. 1895.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to reg- Act 1894, ulate the foreclosure of mortgages of real estate," approved amended. January 5th, A. D. 1895, be, and the same is hereby, amended by adding at the end of section I the following proviso: Provided, however, That nothing herein contained shall render it necessary, nor shall it be necessary, to make the personal representative of a deceased mortgagor a party to any foreclosure proceedings, nor in any foreclosure proceedings (if the mortgagor be dead) shall it be necessary to first establish the debt by the judgment of some Court of competent jurisdiction in order to obtain a decree of foreclosure and sale; nor shall it be necessary to make the mortgagor who may have conveyed the mortgaged premises a party to any action for foreclosure where no judgment for any deficiency is demanded:

Provided, further, That no sale heretofore made under foreclosure proceedings, to which the personal representatives of deceased mortgagors were not parties, shall be invalid by reason of the absence of such personal representatives: Provided, further, That nothing herein contained shall be construed to effect in any way the provisions of the Act entitled "An Act to amend an Act entitled an Act to regulate the foreclosure of mortgages of real estate," approved March 9th, A. D. 1896; so that said section shall read as follows:

Section 1. That from and after the passage of this Act, no

Debts secured by mortgage of real estate to be proven, before order of sale for foreclosure.

sale under or by virtue of any mortgage or other instrument in writing intended as security for a debt, conferring a power upon the mortgagee or creditor to sell the mortgaged or pledged property while said power remains of force, or has not been revoked by the death of the party or parties executing such mortgage or instrument, shall be valid to pass the title of the land mortgaged, unless the debt for which the security is given shall be first established by the judgment of some Court of competent jurisdiction, or unless the amount of the debt be consented to in writing by the debtor subsequently to the maturity of the debt, such consent in writing to be recorded in the office of the Register of Mesne Conveyance, or Clerk of the Court, where the mortgage or other instrument in writing given to secure such debt is, or ought to be, recorded: Provided, however. That nothing herein contained shall render it necessary. nor shall it be necessary, to make the personal representative of a deceased mortgagor a party to any foreclosure proceeding; nor in any foreclosure proceeding (if the mortgagor be dead) shall it be necessary to first establish the debt by the judgment of some Court of competent jurisdiction in order to obtain a decree of foreclosure and sale; nor shall it be necessary to make the mortgagor who may have conveyed the mortgaged premises a party to any action for foreclosure where no judgment for any deficiency is demanded: Provided, further. That no sale heretofore made under foreclosure proceedings, to which the personal representatives of deceased mortgagors were not parties, shall be invalid by reason of the absence of such personal representatives: Provided, further, That nothing herein contained shall be construed to affect in any way the provisions of the Act entitled "An Act to amend an Act entitled an Act to regulate the foreclosure of mortgages of real estate," approved March 9th, A. D. 1896.

Exceptions and provisos.

SEC. 2. That a section to be designated as section 2a be added to said Act. to read as follows:

Section 2a. That section 352 of the Code of Civil Procedure will stay exe-amended so as to read as follows: Section 352. If the judge cutton, and be amended so as to read as follows: Section 352. If the judg- ention, when not ment appealed from direct the sale or delivery of possession of real property, the execution of the same shall not be stayed unless a written undertaking be executed on the part of the appellant, with two sureties, to the effect that, during the possession of such property by the appellant, he will not commit, or suffer to be committed, any waste thereon, and that if the judgment be affirmed, he will pay the value of the use and occupation of the property, from the time of the execution of the undertaking until the delivery of possession thereof, pursuant to the judgment, not exceeding a sum to be fixed by a Judge of the Court by which judgment was rendered, and which shall be specified in the undertaking. When the judgment directs the sale of land to satisfy a mortgage of, or other lien, the undertaking shall provide that in case the judgment appealed from be affirmed, and the said land be finally sold for less than the judgment debt and costs, then the appellant shall pay for any waste committed, or suffered to be committed, on said lands, and shall pay a reasonable rental value for the use and occupation for said land from the time of the execution of said undertaking to the time of said sale, but not exceeding the amount of such deficiency, which said sum shall be duly entered as a payment of said judgment; and in case the said lands shall be unimproved lands, then in any action or proceeding now pending or hereafter begun in any of the Courts of this State, said undertaking shall further provide for the payment by appellant (if the judgment be affirmed) of any taxes due at the time of such appeal, or already paid by the mortgagee, or becoming due during the pendency of said appeal, and also for the payment by appellant of the interest on the debt falling due during the pendency of such appeal.

SEC. 3. That this Act shall take effect immediately upon its Repealing approval; and all Acts or parts of Acts inconsistent herewith clause. be repealed.

Approved the 19th day of February, A. D. 1900.

No. 197.

No. 45. AN ACT to Amend Section 334 (277) of Volume I. of the Revised Statutes of 1893, so as to Allow a Mortgagee to Pay any Delinquent Taxes Due upon any Property Owned by a Mortgagor, Together with all Costs and Penalties which may have Accrued thereon, and to Include the same, with Interest thereon, in the Debt Secured by the Mortgage.

Section I. Be it enacted by the General Assembly of the Sec. 884 R. S. State of South Carolina, That section 334 (277) of the Revised Statutes of 1893, volume I., be, and is hereby, amended by inserting after the word "tax," on the fourth line of said section, the following: "or upon which there may exist a lien for taxes on any other property of the mortgagor," and by inserting after the word "tax," on the fifth line of said section, the words: "on all the property of the mortgagor;" so that when thus amended said section shall read as follows:

Mortgage e may pay taxes on mortgaged property and add same to m ortgage debt. Section 334 (277). Any person holding a lien by way of, or an interest in the nature of, a mortgage upon any property, the subject of taxation, upon which the mortgagor shall have failed to pay the taxes, or upon which there may exist a lien for taxes on any other property of the mortgagor, may, at any time before the sale thereof for delinquent taxes, as hereinafter provided, pay the tax on all the property of the mortgagor, with any costs, penalties or assessments which may have accrued thereon; and thereupon he shall be entitled, as against the mortgagor, his representatives, privies or assigns, to include the amount so paid, and all interest thereafter accruing thereon, in the debt secured by his mortgage.

Approved the 13th day of February, A. D. 1900.

No. 198.

A. D. 1900.

AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO DEFINE THE RIGHTS OF THE SINKING FUND COMMIS-SION AS TO UNPAID TAX CLAIMS AND FORFEITED AND OTHER LANDS IN THE CONTROL OF SAID COMMISSION, AND FOR THE MANAGEMENT OF THE SAME, AND THE DISPOSI-TION OF OTHER ASSETS," APPROVED THE 18TH DAY OF February, 1808.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 4 of an Act entitled "An Act 1898, XXII., 726, Act to define the rights of the Sinking Fund Commission as to amended. unpaid tax claims and forfeited and other lands in the control of said Commission, and for the management of the same, and the disposition of other assets," approved the 18th day of February, 1898, be amended by striking out the words "the State," on the 13th line of said section 4, and further striking out all of said section 4, after the words "criminal liability of such defaulting officer," on the 19th and 20th lines of said section; so that said section 4 as amended shall read as follows:

Section 4. That except as to the collection of all such tax Sinking Fund claims as are described and set forth in the preceding section, to investigate the Sinking Fund Commission shall not collect any tax for the irregularities Sinking Fund Commission: Provided, That the Sinking Fund in tax collections. Commission shall have the right to fully investigate all cases of tax receipts issued by County Treasurers, Sheriffs or Deputy Sheriffs, found by the agent in the hands of the taxpayers, the money therefor being not turned over and accounted for by such Treasurer, Sheriff or Deputy Sheriff, and other like irregularities and shortages found to exist against the said officers in the matter of tax collections; and the right and power to collect the money due in all such cases, by an action or actions which they are hereby authorized to bring in any Court of competent jurisdiction under existing laws, such sums being past due and unpaid for twelve months, and having escaped the detection and correction by the Comptroller General in the annual settlement between the Auditor and Treasurer: Provided, That such action shall in no manner affect the criminal liability of such defaulting officer: Provided, further, That when the Sinking Fund Commission shall collect any moneys on account of said shortgages, they shall retain for the benefit of the State

Sinking Fund only the State's portion of the taxes thereon, and refund all the balance thereof to the County Treasurer, where it belongs, after deducting ten per cent. of said balance on account of expenses of collecting said balance.

Approved the 19th day of February, A. D. 1900.

No. 199.

No. 110. AN ACT to Provide for the Assessment for Taxation of RAILROAD PROPERTY WHICH HAS BEEN OFF THE TAX BOOKS FOR THE YEARS IN WHICH THEY HAVE BEEN OFF THE BOOKS, AND TO FIX THE TIME WHEN SUCH TAXES SHALL BECOME DUE, AND FOR THE COLLECTION THEREOF.

Section 1. Be it enacted by the General Assembly of the How railroad State of South Carolina, That when railroad property has not on tax books been returned nor assessed for any year, and were not put on may be assessed.

the tax books for such year or years, and no taxes were paid the tax books for such year or years, and no taxes were paid thereon, and more than a year has elapsed since taxes for such years, if assessed at the proper time, would have been due, the said taxes shall be assessed by the Railroad Board of Assessors, which shall be convened in extra session by the Secretary of State for such purpose, on the petition of any County Supervisor in whose county any part of such railway may lie.

value How of fixed.

Sec. 2. That such Board shall fix the value of said road for each year in which it shall appear that said road has been off the books, separately, and its valuation, and this, with the number of miles in each county, shall be certified to the respective County Auditors, as the valuation of railroad property is done when regularly returned and assessed.

Auditor to books.

Sec. 3. That said Auditor shall enter the said assessment enter assessment in tax each year separately in the tax books in his office for the respective years, and charge the taxes on said assessment under the levies for those years, as if they had been assessed and levied at the usual time; and he shall furnish a certified statement to the County Treasurer, showing the property taxed, the value of the same, and the amount due for each year separately.

Treasurer to demand taxes.

SEC. 4. That the Treasurer shall immediately demand the said taxes of the company in default, or, if he find the property

in control of another company, demand shall be made of the company which he finds in the possession of the property.

SEC. 5. That said taxes shall become due as soon as said debrought for mand is made, and, if they are not paid within sixty days from when and the demands made, there may be an action brought in the name how. of the State by the Attorney General, and such counsel as the counties interested may employ, against the company in default, and any company which may be in possession of the property which has escaped taxation, for the recovery of said taxes; and suit may be brought for each year separately or for all the years consolidated.

Sec. 6. The assessment herein provided for shall be limited Limitation of assessment. to the period of ten years immediately preceding the restoration of said railroad property to the tax books, and no recovery shall be had hereunder for a longer period than ten years.

SEC. 7. The provisions of this Act shall not apply to any rail- Act not to apply to cerroad property which may be adjudged by the Courts to be extain property. empt by law from the taxes which hereafter may be assessed against it under this Act.

SEC. 8. That nothing herein contained shall be construed to Other remedies not impair in any way the right of the State, or any of its officers or paired. agencies, to collect such taxes in any other method provided by

No. 106.

Approved the 19th day of February, A. D. 1900.

No. 200.

AN ACT TO AMEND SECTION I OF AN ACT ENTITLED "AN ACT TO DISPENSE WITH THE PUBLICATION ANNUALLY OF THE ITEMIZED STATEMENTS OF THEIR DISBURSEMENTS BY THE COUNTY TREASURERS OF FAIRFIELD, CHESTERFIELD, CLAR-ENDON, WILLIAMSBURG, ABBEVILLE, EDGEFIELD, SUMTER, COLLETON, CHESTER, ORANGEBURG, GREENVILLE, DAR-LINGTON, YORK, PICKENS AND AIKEN COUNTIES," AND THE ACT OF 1898 AMENDATORY THEREOF, SO AS TO IN-CLUDE FLORENCE COUNTY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 1 of an Act entitled "An Sec. 1, Act Act to dispense with the publication annually of the itemized 964, amended.

statements of their disbursements by the County Treasurers of Fairfield, Chesterfield, Clarendon, Williamsburg, Abbeville, Edgefield, Sumter, Colleton, Chester, Orangeburg, Greenville, Darlington, York, Pickens and Aiken Counties," as amended by an Act entitled "An Act to amend an Act entitled 'An Act to dispense with publications annually of the itemized statements of their disbursements by County Treasurers of Fairfield and other Counties,'" approved 19th February, A. D. 1898, be amended by inserting the word "Florence" between the word "Fairfield" and the word "Chesterfield;" by striking out the words "Abbeville" and "Greenwood" in section 1, and by adding another section as section 2; so that the said section as amended shall read as follows:

County Tressurer of certain counties not to publish d is bursements.

Section 1. That on and after the passage of this Act, the County Treasurers of Fairfield, Florence, Chesterfield, Clarendon, Williamsburg, Edgefield, Sumter, Colleton, Chester, Orangeburg, Greenville, Darlington, York, Pickens and Aiken Counties shall not be required or allowed, at public expense, to publish annually the itemized statements of their disbursements.

Supervisors of Edge field and Fairfield to report to grand jury.

SEC. 2. That the Supervisor of Edgefield and Fairfield Counties shall report to the grand juries of said counties an itemized statement of his disbursements of the county funds, on the first day of each term of Court held in said counties; said statement shall constitute a part of the grand jury's report and shall be filed as a part of their report.

That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 19th day of February, A. D. 1900.

No. 201.

No. 140. AN ACT to Regulate the Drawing of Money from the State Treasury Appropriated to State Institutions.

Section 1. Be it enacted by the General Assembly of the How State State of South Carolina, That from and after the passage of must draw appropriations. this Act, the appropriation made for a State institution shall be paid to the Treasurer of the institution, who shall be a bonded

officer, the amount of the bond not to be less than the amount to be drawn at any one time and to be fixed by the governing Board, the bond to be approved by the Attorney General, as to its form and execution, and by the Governor, as to its sufficiency, and to be filed with the State Treasurer. The Treasurer of the institution shall draw his receipt warrant upon the Comptroller General for the amount needed, which receipt warrant shall be countersigned by the President or Superintendent of the institution, and have attached thereto an itemized sworn statement showing the purposes in detail for which the money to be drawn is to be used monthly only, and all money for other purposes to be drawn only when actually owing and due.

- SEC. 2. That upon the receipt by the Comptroller General of How warthe receipt warrant, signed and countersigned, and with state-be drawn. ment attached as above provided, the Comptroller General shall issue his warrant on the State Treasurer in favor of the Treasurer of the institution for the amount drawn, and the State Treasurer shall pay the same, the amount thereof to be charged to the appropriation account of such institution by the Comptroller General and the State Treasurer.
- Sec. 3. That all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 202.

AN ACT TO AMEND SECTION 229B OF AN ACT ENTITLED "AN ACT TO AMEND THE GENERAL STATUTES, RELATING TO THE ASSESSMENT AND COLLECTION OF TAXES FOR SCHOOL Purposes, and to add Two New Sections, to be Known AS SECTIONS 229A AND 229B," APPROVED DECEMBER 24TH, 1890.

No. 62.

SECTION 1. Be it enacted by the General Assembly of the State of South Carolina, That section 229b of an Act entitled "An Act to amend the General Statutes relating to the assess-652, amended. ment and collection of taxes for school purposes, and to add two new sections, to be known as sections 229a and 229b," approved December 24th, 1800, be, and the same is hereby, stricken out, and the following inserted in lieu thereof, to wit:

A. D. 1900. tion poll tax,

Section 229b. The County Auditor, when he has completed the tax duplicates, shall report to the County Superintendent of port to County Education by school districts the names listed for poll tax and ent of Education by school districts the names listed for poll tax and ent of Education poll tax.

Approved the 17th day of February, A. D. 1000.

No. 203.

No. 138.

AN ACT RELATING TO THE STATE COLLEGES.

Section 1. Be it enacted by the General Assembly of the Names of cer-tain officers of State of South Carolina, That on and after the approval of this State colleges Act, the Board of Trustees in charge of the South Carolina fixed. College, and heretofore denominated the Board of Trustees of the University of South Carolina, and the Librarian in charge of the Library of the South Carolina College, heretofore denominated the Librarian of the University of South Carolina. and the Treasurer heretofore denominated as the Treasurer of the South Carolina University, shall be respectively designated, denominated and known as "Board of Trustees of the South

> Sec. 2. A majority of the members of the Board shall constitute a quorum for the transaction of business.

> Carolina College," and "Librarian of the South Carolina Col-

Approved the 19th day of February, A. D. 1900.

lege," and "Treasurer of the South Carolina College."

No. 204.

AN ACT TO AMEND AN ACT APPROVED 21ST FEBRUARY, A. D. No. 73. 1898, Entitled "An Act to Amend an Act Approved THE 17TH DAY OF FEBRUARY, A. D. 1897, ENTITLED 'AN ACT TO PROVIDE THE PUPILS ATTENDING THE FREE PUB-LIC SCHOOLS WITH SCHOOL TEXT-BOOKS AT ACTUAL Cost.'"

Act 1897, amended Section 1. Be it enacted by the General Assembly of the by Act 1898, XXII., 428, amended. 428, State of South Carolina, That section 2 of an Act approved 21st day of February, A. D. 1898, entitled "An Act to amend an Act approved the 17th day of February, A. D. 1807, entitled 'An Act to provide the pupils attending the free public schools with text-books at actual cost," be amended as follows: By inserting between the words "books" and "provided" the following words: "that the County Superintendent of Education in every county in the State be, and he is hereby, required to keep his office open each day of the week for one week prior to the time appointed for the schools to open in his county, and for one week immediately thereafter, and for at least one day in each week during the remainder of the school term, for the convenience of those wishing to purchase school books;" and by striking out the word "Marlboro," between the words "Georgetown" and "and," and inserting the words "Kershaw and Lexington;" so that the said section 2, when so amended, shall read as follows, to wit:

"Section 2. Said Act is hereby further amended, in section 3, by adding to the end of said section the following, viz: 'and the places where said school text-books are kept and sold shall be deemed depositories, under the control of the State, as provided in the seventh article, or provision, in the contract made in 1893 with the publishers of school text-books;' so that said section, when so amended, shall read as follows, viz:

"Section 3. That the amount so set aside by the County Fund for purchasing school Board of Education shall be and remain a permanent fund in text-books; depositories the hands of the County Superintendent of Education, to be for. used in purchasing and keeping on hand school text-books for sale to pupils attending the free public schools of his county, for cash, at actual cost or exchange prices, and to be used for no other purpose, and in no other manner; and the places where said school text-books are kept and sold shall be deemed depositories, under the control of the State, as provided in the seventh article, or provision, in the contract made in 1893 with the publishers of school text-books." That the County Superintendent of Education in every county in the State be, and he is of Education hereby, required to keep his office open each day of the week for open at cerone week prior to the time appointed for the schools to open in his county, and for one week immediately thereafter, and for at least one day in each week during the remainder of the school term, for the convenience of those wishing to purchase school books: Provided, That the provisions of this Act shall not apply to the city of Sumter: Provided, That in the Counties of

A. D. 1900.

Depositories.

County

Beaufort, Charleston, Chesterfield, Edgefield, Georgetown, Kershaw, Lancaster, Laurens, Greenwood, Lexington and Richland, the County Boards of Education are hereby authorized and empowered, but not required, to carry out the provisions of this Act.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 17th day of February, 1900.

No. 205.

No 157. AN ACT to Amend an Act Entitled "An Act to Declare THE FREE SCHOOL LAW OF THE STATE," APPROVED THE NINTH DAY OF MARCH, 1896, SO AS TO PROVIDE FOR THE FORMATION OF ADDITIONAL SCHOOL DISTRICTS.

amended, known as the

Section 1. Be it enacted by the General Assembly of the 81, Act State of South Carolina, That section 31 of an Act entitled "An Act to declare the free school law of the State," approved free school March 9th, 1896, be amended by inserting after the word "area" and before the word "provided," on line 5 thereof, the following: "And shall alter the lines thereof and create additional school districts from time to time as the interests of the schools may, in their judgment, demand:" Provided, That no new school district shall be erected by said County Board of Education, except upon the petition of at least one-third of the qualified electors embraced within the limits of such proposed school district: Provided, further, That no school district shall be consolidated except upon a petition of at least one-third of the qualified voters of the school district proposed to be consolidated: Provided, further, Whenever territory embraced in two or more counties is proposed to be formed into one school district, the same may be formed by the joint action of the Board of Education of the respective counties as herein provided for the formation of school districts in a county; so that said section, as amended, shall read as follows:

Section 31. The County Boards of Education shall divide Counties to school districts, as compact in whom, size of, form as practicable, having regard to natural boundaries, and

not to exceed forty-nine nor be less than nine square miles in area, and shall alter the lines thereof, and create additional school districts from time to time as the interests of the schools may, in their judgment, demand: Provided, That no new school district shall be erected by said County Board of Education, except upon the petition of at least one-third of the qualified electors embraced within the limits of such proposed school district: Provided, further, That no school district shall be consolidated except upon a petition of at least one-third of the qualified voters of the school district proposed to be consolidated: Provided, further, Whenever territory embraced in two or more counties is proposed to be formed into one school district, the same may be formed by the joint action of the Board of Education of the respective counties as herein provided for the formation of school districts in a county: Provided. That in cities of ten thousand inhabitants and over, this limitation of area shall not apply: Provided, further. That when any school district laid out under this section shall embrace cities or towns already organized into special school districts, in which graded school buildings have been erected by the issue of bonds, or by special taxation, or by donation, all the territory included in said school district shall bear its just proportion of any tax that may be levied to liquidate such bonds or support the public schools therein. The present division of the counties into school districts shall remain until changed by the County Boards of Education. The County Boards of Education are authorized and empowered to make contracts for the purpose of dividing their counties into proper school districts, and to provide for the payment of the expenses thereof out of the school funds of the county. Every school district now organized, or to be hereafter organized in pursuance of this section, is and shall be a body politic and corporate, by the name and style of School District No. ——— (such number as may be designated by the County Board of Education), of ——— County (the name of the county in which the district is situated), the State of South Carolina; and in that name may sue and be sued, and be capable of contracting and being contracted with to the extent of their school fund, and holding such real and personal estate as it may come into possession of, by will or otherwise, or as is authorized by law to be purchased, all of which shall be used exclusively for school purposes.

Approved the 19th day of February, A. D. 1900.

No. 206.

No. 149.

AN ACT TO AMEND SECTION 36 OF AN ACT ENTITLED "AN ACT TO DECLARE THE FREE SCHOOL LAW OF THE STATE." Approved the 9th Day of March, A. D. 1896.

amended.

Sec 86, Act State of South Carolina, That section 36 of an Act entitled known as the "An Act to declare the free school law of the State" amended the school law, the call of the State " the 9th day of March, A. D. 1896, be, and the same is hereby. amended by striking out at the end of the section the words: "No Trustees of any public school district or any graded school district shall be a Trustee of, or stockholder in, any private or other school or institution for higher education in this State." And by inserting therein the following: "Provided, That special school districts having a population of not less than twentyfive hundred inhabitants, and in which the Boards are not fixed by special or specific legislation, may elect at the same time nine Trustees to constitute a Board in their respective districts." So that the said section as amended shall read as follows:

School Trusof. &c.

Section 36. Each County Board of Education, on the first tees: when and how appointed, terms

Tuesday of July, 1896, and on the first Tuesday in July in every pointed, terms

of office, duties two years thereafter, shall appoint for each school district in their county three School Trustees from the qualified electors and taxpayers residing within the district, who shall hold their office for two years, and until their successors are appointed and qualified, unless sooner removed by the County Board of Edu-The County Board of Education shall have power to fill, from time to time, all vacancies in Boards of Trustees. The School Trustees shall meet as a Board, as soon and as often as practicable, and after having been appointed and qualified, at such place as may be most convenient in the district, at their first meeting they shall organize by electing one of their number Chairman of the Board, who shall preside at the official meetings of the Board, and another Clerk of the Board, who shall record their proceedings in a book provided for that pur-Each member of the Board of Trustees shall be duly notified of all meetings of the Board by the Clerk of the Board. The terms of office of all Trustees now in office shall expire on Not to apply the 31st day of December, 1896: Provided, That the foregoing schools under provisions of this section shall not apply to special and graded special Acts. school districts created by special Acts, but that the Trustees and School Commissioners of all special and graded school districts

shall remain the same in number, and shall be elected or appointed in the same manner, and shall hold office for the same time as is provided for in the respective special Acts; except that in the special school districts where the Trustees or their successors are appointed by the State Superintendent of Education, under the provisions of the special Acts, the Trustees shall hold office until the first Tuesday in July, 1896, on which day, and on the same day every two years thereafter, the Trustees shall be elected by the qualified electors of such school district: Provided, That special school districts having a population of spec no less than twenty-five hundred inhabitants, and in which the tricts of 2,500 inhabitants Board are not fixed by special or specific legislation, may elect may elect nine Trustees. at the same time nine Trustees, to constitute a Board in their respective districts. The election of all Trustees for all such school districts shall be by ballot, and shall be conducted under the supervision of three qualified electors residing within the district, who shall be appointed by the County Board of Education at least ten days prior to the holding of the election. manager shall report the result of the election to the County Board of Education within ten days thereafter, which Board shall commission the Trustees so elected. The Board of Trustees of each special or graded school district shall elect from their number a Chairman, who shall preside at their meetings, and a Secretary, or a Secretary and Treasurer, who shall record the proceedings of the Board, and who shall keep a full and accurate account of all moneys received and expended, showing the source and disposition of each item, and who shall make a complete itemized report of the receipts and disbursements for each scholastic year to the County Superintendent of Education, on or before the 15th day of July of each year. The books and vouchers of the Secretary and Treasurer shall be open at all times to inspection by the public.

Approved the 10th day of February, A. D. 1900.

A. D. 1900.

No. 207.

No. 48.

AN ACT TO AMEND SECTION 34 OF AN ACT ENTITLED "AN ACT TO DECLARE THE FREE SCHOOL LAW OF THE STATE." Approved March 9, 1896.

Section 1. Be it enacted by the General Assembly of the Sec. 84 of Act. State of South Carolina, That section 34 of an Act entitled amended. "An Act to declare the free school law of the State" approved "An Act to declare the free school law of the State," approved March 9, 1896, be, and the same is hereby, amended by striking out said section, and inserting in lieu thereof the following, to be known as section 34:

How school districts may levy special who return real or personal property for taxation, are authorschool tax. Section 34. That the voters or electors of any school district, ized to levy and collect an annual tax, to supplement any special or other constitutional or other tax for like purposes, in the following manner: upon the written petition or request of at least one-third of the resident electors and a like proportion of the resident freeholders of the age of twenty-one years, being filed with the County Board of Education, asking for the same and stating the rate of the tax levy proposed, which shall not exceed four mills. The said County Board of Education shall order the Board of Trustees of said school district to hold an election at some place within the district, after giving notice of the time and place thereof for at least two weeks in some newspaper published within the county, and by posting notice thereof in at least three public places within such school district, for such length of time, unless there be no newspaper published within the county, in which event the posting of the notices as above shall suffice. At which said election only such electors as return real or personal property for taxation, and who exhibit their tax receipts and registration certificates as required in general elections, shall be allowed to vote. At said election the Board of Trustees shall act as managers, and the election shall be conducted as is provided by law for the conduct of general elections. At said election each elector favoring the proposed levy shall cast a ballot containing the word "Yes," printed or written thereon, and each elector opposed to said levy shall cast a ballot containing the word "No," printed or written thereon. That within ten days after such election, if the majority of those voting shall vote for such levy, the Board of Trustees shall furnish the County Auditor with a statement of the amount so levied, and the Auditor shall enter the same in the tax dupli-

How collected and paid cates; and he shall annually, each year thereafter, enter said

amount in the tax duplicates until the same is increased, decreased or repealed by said taxpayers, at an election called for that purpose, and he is notified that the same has been increased, decreased or repealed; and if increased or decreased, he shall annually enter it as before; which election shall be called and notice given in the same way and manner as is herein provided for the calling of meetings to make the levy and the giving of the notice that it has been made; and the County Treasurer shall collect the same as other county and State taxes. Such levy shall be a lien on the property in such school district, which shall be subject thereto in case of default of payment. said tax so collected shall be paid out by the County Treasurer upon warrants drawn by the Board of Trustees, countersigned by the County Superintendent of Education: Provided, That any surplus of such levy remaining in the hands of the County Treasurer at the expiration of any fiscal year shall be paid out as other school funds of the district. Each taxpayer, when he pays any tax for school purposes voted under the provision of

this section, shall have the right to designate to which school in said school district he wishes the money paid by him to go; and the Treasurer shall keep a note of such designation, and the money be applied as thus designated. When no designation is made by the taxpayer at the time of such payment, the money shall be expended as other school funds in such district: Provided, That nothing herein contained shall be construed to change the manner now provided by law for the collection and paying out of special taxes in any school district now established by any special Act of the General Assembly and organ-

ized thereunder.

Approved the 13th day of February, A. D. 1900.

No. 208.

AN ACT TO AMEND SECTION 53 OF AN ACT ENTITLED "AN ACT TO DECLARE THE FREE SCHOOL LAW OF THE STATE," APPROVED THE 9TH DAY OF MARCH, A. D. 1896.

SECTION I. Be it enacted by the General Assembly of the Sec. 58, Act State of South Carolina, That section 53 of an Act entitled amended.

A. D. 1900.

"An Act to declare the Free School Law of the State," approved the 9th day of March, A. D. 1896, be, and the same is hereby, amended by inserting between the words "services" and "if," on line 6 of said section, the following: "Or to make any contract, or to be interested, directly or indirectly, in any contract with any school district;" so that said section when so amended shall read as follows:

A misdemeanor for certain officers to discount teachers' pay certificates.

"Section 53. It shall be unlawful for any County Treasurer, County Auditor, member of County Board of Education, or School Trustee, to buy, discount or share, directly or indirectly, or be in any way interested, in any teachers' pay certificate, or other order on school fund, except such as are pavable to him for his own services, or for any School Trustee to make any contract, or be pecuniarily interested, directly or indirectly, in any contract with any school district of which he is Trustee. If any of the officers aforesaid shall violate the provisions of this section, he shall be deemed guilty of a misdemeanor, and on conviction thereof shall pay a fine of not less than one hundred dollars nor more than five hundred dollars, to be used for school purposes in his county, and shall be imprisoned not less than three months nor more than twelve months, or either or both, and shall forfeit the amount of such claim or of his interest in such claim. And the County Board of Education shall regulate the opening and closing of the school terms so as best to promote and subserve the educational interest of the different sections of their counties: Provided. That all contracts which Boards of Trustees may make in excess of the funds apportioned to their districts shall be void. And no teacher shall be employed by a Board of Trustees of any school district who is related to a member of the Board by consanguinity or affinity within the second degree, without the written approval of the Board of Education of the county, nor unless a majority of the parents or guardians of the children attending the school for which such teacher is employed requests such employment in writing.

Approved the 19th day of February, A. D. 1900.

No. 209.

A. D. 1900.

AN ACT TO AMEND SECTION 1114 OF THE REVISED STATUTES OF 1893, WHICH PRESCRIBES THE GENERAL POWERS OF THE BOARD OF VISITORS OF THE SOUTH CAROLINA MILITARY ACADEMY, SO AS TO GIVE TO SAID BOARD THE POWER OF CONFERRING THE DEGREE OF BACHELOR OF SCIENCES.

No. 84.

Section I. Be it enacted by the General Assembly of the State of South Carolina, That section III4 of the Revised Statutes of 1893, which provides the general powers of the Board of Visitors of the South Carolina Military Academy, be, and the same is hereby, amended by adding at the end of the said section the following words, to wit: "And the said Board shall have full power to confer the degree of Bachelor of Sciences on cadets of the said Academy;" so that said section, as thus amended, will read as follows:

Sec. 1114, R. S., amended.

"Section 1114. Said Board shall have power to establish such regulations as they may deem necessary for the organization items. and good government of said Academy, and to establish such by-laws for the management thereof as shall not be inconsistent with the laws of this State or of the United States; to appoint Professors qualified to give instruction in military science and in other branches of knowledge which they may deem essential, to fix their salaries, and to remove them for cause, but in every case of removal two-thirds of the whole number of the Board shall concur; and the said Board shall have full power to confer the degree of Bachelor of Sciences on cadets of the said Academy."

Powers of Board of Visltors.

SEC. 2. That any and all Acts and parts of Acts inconsistent with or repugnant to this Act be, and the same are hereby, repealed.

Approved the 17th day of February, 1900.

No. 210.

No. 148.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND THE LAW IN RELATION TO THE LOCATION AND NAMES OF VOTING PRECINCTS IN THIS STATE," Approved 19TH DAY OF FEBRUARY, A. D. 1898.

Act 1898, XXII., 706, amended.

SECTION I. Be it enacted by the General Assembly of the State of South Carolina, That from and after the approval of this Act, the names and location of the voting precincts in this State shall be and remain as now provided by law, except in the counties hereinafter mentioned, in which the names and locations of voting places shall be as hereinafter established.

Voting places in Abbeville County.

Abbeville.—In the County of Abbeville there shall be voting places as follows: Abbeville Count House, Mount Carmel, Willington, Donaldsville, Due West, Antreville, Lowndesville, Magnolia, Central School House in Long Cane Township, Clotworthy's Cross Roads, McCormick, Bryants' Cross Roads, Keowee and Rock Springs.

Voting places in Aiken County.

Aiken.—In the County of Aiken there shall be the following voting places: Aiken Court House, Bath Mills, Banks' Mill, Creed's Store, Eureka, Fountain Academy, Graniteville, Hamburg, Kneece's Mill, Langley, Talatha Postoffice, Montmorenci, Oak Grove School House, Otts, Page & Hankinson's Store, Perry, Sally's, Seivern, Sylverton, Sunny Side, Wagener, Windsor, Vaucluse, Ellenton, White Pond and Warrenville.

In Anderson County.

Anderson.—In the County of Anderson there shall be voting places as follows: Anderson Court House, Belton, Crayton-ville, Centerville, Pendleton, Sandy Springs, Five Forks, Hopewell School House, Greenwood, Williamston, Honea Path, Clinkscales, Milford's, Cedar Wreath School House, Moffetts-ville, Williford's Store, Broyles' Mill, Tugaloo Academy, Starr, Iva, Piedmont Factory, Holland's Store, Pelzer, Hunter's Springs, Flat Rock, Neal's Creek Church, Cedar Grove Church, Bethany, Townville and Mt. Tabor.

In Bamberg County. Bamberg.—In the County of Bamberg there shall be the following voting places: Bamberg, Denmark, Olar, Midway, Ehrhardt. Kearse's Mill, Farrell's Store and Govan.

In Barnwell County.

Barnwell.—In the County of Barnwell there shall be the following voting places: Allendale, Barnwell, Baldoc, Blackville, Erwinton, Jerry Snellings, Robbins, Kline, Mixon's Mill, Tinker's Creek School House, Sycamore, Ulmers, Millett, Williston, Elko, Hercules Creek School House and Fairfax.

Beaufort.—In the County of Beaufort there shall be the following voting places: Beaufort, Port Royal, Grahamville, Gardener's Corner, Hardeeville, Bluffton, Barrel Landing, Lady's Island, Cherry Hill, Brick Church and Paris Island.

A. D. 1900. In Beaufort

Berkeley.—In the County of Berkeley there shall be voting In Berkeley. places as follows: In the Parishes of St. Thomas and St. Dennis, Muster House and Bates' Still, in the Parish of St. James Santee, Henderson's Store, in the Parish of St. Stephens, St. Stephens Depot and Gumville, in the Parish of St. Johns, Berkeley, Calamus Pond, Black Oak, Strawberry Ferry, Pinopolis, Cross Graded School and Biggin Church, in the Parish of St. James Goose Creek, Holly Hill, Hilton's Cross Roads, Cooper's Store and Carn's Cross Roads.

Cherokee.—In the County of Cherokee there shall be voting Cherokee places as follows: Gaffney City, Grassy Pond, Maud, Ezell's, White Plains, Ravenna in White Plains Township, Allens, Draytonville, Timber Ridge, Littlejohn's at T. D. Littlejohn's, Sarratt's, Wilkinsville, King's Creek, Cherokee Falls, Blacksburg, Buffalo, Macedonia, Antioch, Wood, Turner and Thickety.

Chester.—In the County of Chester there shall be voting In County. places as follows: Chester Court House, Lowrysville, Carter's at J. Wesley Carter's, Lando, Fishing Creek Church, Rossville, John Simpson's, Carmel Hill, J. E. Wylie's Store, Landsford, Cornwell's, Richbury, Edgemoor, Baton Rouge and Wylie's Mill Academy.

Chester

Clarendon.—Hodge's Corner, Packville, Chandlers, Alcolu, In Claren-County. Barrows' Mill, Boykins, Cole's Mill, McFadden's Store, Forreston, Wilson's, Duffie's Store, Jordan, Manning, Davis' Cross Roads, St. Pauls, Summerton, Panola.

Chesterfield.—In the County of Chesterfield there shall be In Chester-field County. voting places as follows: Chesterfield Court House, Cheraw, S. W. Brock's office, Wexford, Mount Croghan, Cross Roads, Jefferson, Catarrh, Dudley, Fox Place, McKay's, Hebron, Brown Springs, Bethel, Douglass' Mill, Grant's Mill, Bear Creek and Wingo in the western part of Mt. Croghan Township.

Colleton.—In the County of Colleton there shall be the fol- In Colleton County. lowing voting places: Wagener's Cross Roads, Jacksonboro, Adams Run, Green Pond, Cottageville, Maple Cane, Horse Pen, Walterboro, Hendersonville, Sniders Cross Roads, Rice

Patch, Bell's Cross Roads, Smoke's Cross Roads, Doctor's Creek, Ashton, Lodge and Petet's Store.

In Dorchester County.

Dorchester.—In the County of Dorchester there shall be the following voting places: Reevesville, St. George's, Grover, Beach Hill, Knightsville, Ridgeville, Harleyville, Rosses, Club House in Collins Township, Indian Fields and Summerville, near railroad depot.

ln Edgefield County.

Edgefield.—In the County of Edgefield there shall be voting places as follows: Timmerman, Johnston, Trenton, Edgefield C. H., No. 1 for Pickens Township, Edgefield C. H., No. 2 for Wise Township, Meeting Street, Pleasant Lane, Rehobeth, Plum Branch, Modoc, Red Hill, Cheatham's Store, Mathis, Liberty Hill, Meriwether Hall, Landrum's Store, Gregg and Elmwood.

In Fairfield County.

Fairfield.—In the County of Fairfield there shall be voting places as follows: Albion, Centreville School House, Blythewood, Feasterville, Gladden's Grove, Horeb, Haw's Store, Monticello, Ridgeway, Winnsboro, Woodward, Long Town at Jenkins' Store, Bear Creek, Greenbrier, Jackson's Creek School House, Jenkinsville and Oakland.

In Florence County.

Florence.—In the County of Florence there shall be voting places as follows: In Ward 1 of the city of Florence, No. 1, in Ward 2 of said city, No. 2, Ebenezer, Timmonsville, Cartersville, James' Cross Roads, Langston School House, Mars' Bluff, Evergreen, Hymansville, Hick's School House, Husbands' Cross Roads, Tan's Bay, Hannah, McCall's Store, Savage, Pleasant Grove, and Black Swamp at McCall's Store.

In Georgetown County.

Georgetown.—In the County of Georgetown there shall be voting places as follows: Georgetown, Sampit, Carver's Bay, Choppee, Black River, Potato Ferry at or near Ivey's Store, Pee Dee, Greer's, Upper Waccamaw, Lower Waccamaw, Santee. Spring Branch and Bethel Crossing.

In Greenville County.

Greenville.—In the County of Greenville there shall be voting places as follows: Six in the city of Greenville, to be located by the Commissioners of Election, one to be in each ward of said city, to bear the same number as the ward in which it is located, Reedy River Mills, West Gant School House, Reedy Fork, A. W. Ware's at or near Fork Shoals, T. Henry Stokes', Old Fairview Academy, Fountain Inn at or near Jesse Burdett's, Sr., Pedan's Old Store, Butler's Cross Roads (in Austin Township), Batesville, James Green's, Taylor's Station, Double Springs Church, T. J. Mitchell's, Hellams' Crossing, S. W.

Barton (in Glassy Mountain Township), Merrittsville School House, Lima School House, Jennings' Mill, Montague, Piedmont Factory, Gowensville, Marietta, Greers, Simpsonville, West Dunklin School House, Locust, Tygerville, Reed's School House, Sampson's, Bessie and Poe Mills, and at Bessie in Grove Township.

A. D. 1900.

Greenwood.—In the County of Greenwood there shall be vot- und Greenwood County. ing precincts as follows: Greenwood, Coronaca, Cokesbury, Hodges, Jones, Verdery, Callison's, Ninety-Six, Bradley's, Troy, Phœnix, Kinard's School House, Kirksey's, Rambo's, Timmerman's Cross Roads, Epworth, Algary, Dyson's and Lyon.

Hampton.—In the County of Hampton there shall be the fol- County. lowing voting places: Brunson, Hampton Court House, Varnville, Early Branch, Gillisonville, Tillman, Brighton, Ridgeland, Estill, Luray, Bonnette, Stafford, Scotia and Gifford.

Horry.—In the County of Horry there shall be voting places County. as follows: Adrian, Bayboro, Blanton's Cross Roads, Cedar Grove, Chapel Hill, Conway, Dog Bluff, Ebenezer, Floyd's School House, Grahamville, Hammond, Hardee's Store, Little River, Loris, Martin's Hill, Marlow, Round Swamp, Sanford, Socastee, Taylorsville, Farmer and Withers.

Kershaw.—In the County of Kershaw there shall be voting In Kershaw places as follows: Camden Market House, Rabons' Cross Roads, Cureton's Mill, Lang's Mill, Schrock's Mill, Lyzenby, Westville, Buffalo School House, Brewer's Store, Liberty Hill, McLean's Branch, Antioch, Turkey Creek School House, Stockton Place, Kirkley's Store, Raley's Mill, Shaylor's Hill, Hanging Rock and Lucknow.

Lancaster.—In the County of Lancaster there shall be voting In Lancaster County. places as follows: Lancaster Court House, Thornwell, New Cut, Tradesville, Taxahaw, Welch's, Carmel, Heath Springs, Flat Creek at Flat Creek Church, Belair, Primus, Dwight, Kershaw, Van Wyck, Elgin at Elgin Station and Montgomery in Cedar Creek Township.

Laurens.—In the County of Laurens there shall be voting In Laurens places as follows: Laurens Court House, Clinton, Sardis, Langston's Church, Ora, Pleasant Mound, Young's Store, Parson's Store, Power, Grey Court, Dial's Church, Shiloh, Woodville, Tumbling Shoals, Brewerton, Daniel's Store, Tip Top, Mount Pleasant, Cross Hill, Mountville, Hopewell, Waterloo and Ekom.

A. D. 1900. In Lexington County.

Lexington.—In the County of Lexington there shall be voting places as follows: Lexington Court House, T. J. Draft's Store, Leesville, Lewiedale, Gaston, Boynton Academy, Irmo, Ballentine, Chapin, Efird's Store, Peake's Station, P. W. Shealy's Store, Hilton, Samaria, Batesburg, Swansea, Red Store, Hoffman's, Burnt Mill, Brookland, Spring Hill, Folk's School House, Red Bank, Brook and Lower Fork at St. Andrew's School House.

In Marion County.

Marion.—In the County of Marion there shall be voting places as follows: Ariel at Back Swamp School House, Bermuda at Bermuda P. O. in Carmichael Township, Berry's Cross Roads, Campbell's Bridge, Cedar Grove at Cedar Grove in Wahee Township, Centrevile, Dillon, Friendship, Hamer (formerly Carmichael) at Hamer in Carmichael Township, High Hill, Latta, Little Rock, Marion, Mount Nebo, Mullins, Nichols, Old Ark, Temperance Hall, and Hopewell at or near Hopewell Church.

In Marlboro County.

Marlboro.—In the County of Marlboro there shall be voting places as follows: Bennettsville, Red Hill, Brownsville, Hebron, Clio, McColl, Newtonville, Brightsville School House, Smithville, Tatum at Tatum, and Blenheim at Blenheim.

In Newberry County.

Newberry.—In the County of Newberry there shall be voting places as follows: At Newberry Court House there shall be two polling places, one of which shall be located near the Cotton Factory, Glymphville, Maybinton, Whitmire, Cromer's, Jalapa, Longshore's, Williams, Utopia, Prosperity, Hendrix Mill, Slighs, Jolly Street, Central School House in Township No. 10, Pomaria, Walton, Helena, Mt. Bethel, and St. Philip's in No. 11 Township.

In Oconee County.

Oconee.—In the County of Oconee there shall be voting places as follows: Fair Play, South Union, Earles, Tokeena (at Cross Roads), Oakway, Friendship, Seneca, Richland, Westminister, Fort Madison, Tugaloo Academy, Holly Springs, Flat Creek at Flat Creek Church, Damascus, Double Springs, Cherry Hill, Little River, Tamossee, Jocassee, Salem, High Falls, West Union, Walhalla, Newry and Clemson College.

In Orangeburg County. Orangeburg.—In the County of Orangeburg there shall be voting places as follows: Orangeburg, Rowesville, Branchville, Ayer's, Bowmans, St. Matthews, Vance's, Elloree, Dantzler's Post Office, Dantzler's Mill, Washington Seminary, Lone Star, Advance, Fall Branch, North, Quattlebaum, Cedar Grove, Car-

dova, Philips' Post Office, Cope, Norway, Springfield, Livingston, Sawyerdale, Jamison and Fort Motte.

Pickens.—In the County of Pickens there shall be voting In Pickens places as follows: Easley, Central, Liberty, Pickens Court House, Dacusville (at Looper's gin), Pumpkintown, Eastatoe, Cross Plains at Williams & Freeman's Store, Cateechee, within five hundred yards of the Company's Store, Peter's Creek (at Peter's Creek Academy), Mile Creek (at Mile Creek Church), Prater's (at Prater's Creek Church), Six Mile (at Six Mile Church), Calhoun, Holly Springs at Holly Springs Church, Gap Hill, M. W. Hester's Store, and Crosswell School House.

Richland.—In the County of Richland there shall be voting County. places as follows: In Upper Township, Camp Ground, Taylor's Store, Killian, Wayside (at or near Wayside School House) in Centre Township, Fairmont (at or near Fairmont School House or the railroad), Davis (at or near William Thomas' residence), Garner; in Lower Township, Eastover, Gadsden, Hopkins in Columbia Township, Waverly (at or near the fork of the Rice Creek Spring and Camden roads), and in the city of Columbia, Ward 1, Ward 2, Ward 3, Ward 4 and Ward 5.

Saluda.—In the County of Saluda there shall be voting places In Saluda as follows: Saluda, Holstein Cross Roads, Perry's Cross Roads, Coleman's Cross Roads, Mount Willing, Mayson, Kinard's Store, Fruit Hill at Fruit Hill Post Office, Watson's Store and Ridge Springs.

Spartanburg.—In the County of Spartanburg there shall be In Spartanburg. voting places as follows: Arabella, Arrowwood, Arlington, Arkwright, Becca, Bishop, Boiling Springs, Brannon, Campton, Campobello, Cannon's Camp Ground, Cashville, Cavins, Cherokee, Clifton No. 1, Clifton No. 2, Clifton No. 3, Crescent, Cowpens, Cross Anchor, Duncan, Enoree, Fair Forest, Fairview, Fairmont, Fingerville, Glendale, Glenn Springs, Green Pond, Golightly, Hobby's, Hebron, Holly Spring at Bruce's Store, Inman, Landrum, Moore, McKelvey's, New Prospect, Pacolet, Pacolet Mills (within five hundred yards of Company's Store), Parris, Pelham, Pauline, Reedsville, Rich Hill, Spartan Mills, Switzer, Swain, Spartanburg, No. 1, Spartanburg No. 2, Spartanburg No. 3, Spartanburg No. 4, Spartanburg No. 5 Spartanburg No. 6, Trough, Tuccapaw, Valley Falls, Victor Mills, Walnut Grove, Wellford, Whitney, Woodruff and Wood's Chapel.

Sumter.—In the County of Sumter there shall be voting County.

places as follows: Sumter Court House No. 1 (situated in Ward I of the city of Sumter), Sumter Court House No. 2 (situated in Ward 2 of the city of Sumter), Sumter Court House No. 3 (situated in Ward 3 of the city of Sumter), Sumter Court House No. 4 (situated in Ward 4 in the city of Sumter), Statesburg, Providence, Rafting Creek, Bishopville, Mannville, Bossar's, Mayesville, Lynchburg, Shiloh, Concord, Privateer Station, Smithville, Wedgefield, Reed's Mill. St. Charles and Bloomville in Manchester Township.

In Union County.

Union.—For the County of Union there shall be voting places as follows: Union Court House, Cross Keys, Blackrock, Carlisle, Santuc, Hughes, Kelton, Jonesville, Gibbs, Coleraine, West Springs, and Lockhart Mills to be located within five hundred yards of the factory.

York Ιn County.

York.—In the County of York there shall be voting places as follows: Yorkville, Hickory Grove, Clark's Fork at McGill's Store, Bethany, Forest Hill Academy, Fort Mill, Rock Hill, Coates' Tavern, Antioch Church in Bethesda Township, Mc-Connellsville, Blairsville, Bullock's Creek at Good's Store, Bethel, Clover, Newport, Sharon, Tirzah, Smyrna and Ebenezer.

Registration oertificates SEC. 2. The Supervisors of Registration for the several countary be change ties named in section I are hereby authorized and required to ed; when. exchange the registration of such electors as may apply for that purpose from other voting places to the voting places established by this Act, wherever it shall appear to them that the elector so applying resides within a reasonable distance from the same.

> Sec. 3. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 19th day of February, A. D. 1900.

No. 211.

A. D. 1900.

No. 156.

AN ACT TO AMEND THE ACT (ENTITLED "AN ACT TO PRO-TECT PRIMARY ELECTIONS AND CONVENTIONS OF POLITI-CAL PARTIES, AND TO PUNISH FRAUDS COMMITTED THERE-AT," APPROVED 22D DECEMBER, 1888, AND AMENDED BY THE ACT APPROVED THE NINTH DAY OF MARCH, A. D. 1896).

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Act (entitled "An Act to Act 1888, as amended by protect primary elections and conventions of political parties, A c t 18 9 6 and to punish frauds committed thereat," approved 22d Decem- amended. ber, 1888, and amended by the Act approved the ninth day of March, A. D. 1896), be, and the same is hereby, amended by striking out of section 6 of the Act, all after the word "Candidates," on line 4 of said section 6, so that said section shall read: "That candidates in all counties in which there is a city containing twenty thousand inhabitants or more shall have the right to appoint a watcher at each polling place to look after the interest of such candidates." And in all cities of twenty thousand inhabitants or over, there shall be a party registration of voters under regulations to be prescribed by the rules of the party.

Sec. 2. That any and all Acts and parts of Acts inconsistent with or repugnant to the provisions of this Act, be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 212.

AN ACT TO AMEND THE MILITIA LAWS OF THE STATE.

No. 161.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 382 of vol. I. of the Revised Statutes of 1893, be, and the same is hereby, amended by amended. inserting on line 2, after the word discharged, the words "or any enlisted man desiring to be discharged;" and that said section 382 be further amended by inserting on line 6, after the word resignation, the words "or discharged;" so that said section, when thus amended, shall read as follows:

How resignation of officers shall be made upon.

"Section 382 (340). Any officer desiring to resign his commission and be discharged, or any enlisted man desiring to be discharged from the service, shall express his desire in writing, and acted and transmit the same to the Commander-in-Chief immediately, through and by all intermediate commanders, who will endorse thereon the recommendation in the case, and the resignation or discharge shall go into effect when accepted by the Commanderin-Chief, and not before; but no officer shall be permitted to resign his commission while under arrest or under charges, nor until he has accounted for and delivered to the proper officer all money, records, arms, accoutrements and other military property belonging to the State in his possession."

Sec. 883, R. S., amended.

SEC. 2. That section 383, of volume I., of the Revised Statuttes of 1893, be, and the same is hereby, amended by inserting after the word "chief," on line 5, the words "or in his absence the Adjutant and Inspector General;" so that said section, when thus amended, shall read as follows:

Not subject to active duty, except when.

"Section 383 (325). The militia shall not be subject to active duty except in case of war, or for preventing, repelling or suppressing invasion, insurrection or riot, or of aiding civil officers in the execution of the laws, in which cases the Commander-in-Chief, or in his absence the Adjutant and Inspector General, shall order out for active service, by draft or otherwise, as many of the militia as necessity demands."

Sec. 885, R. S., amended.

Sec. 3. That section 385, of volume I., of the Revised Statutes of 1893, be, and the same is hereby, amended by striking out the whole of said section and inserting in lieu thereof the following: "The uniforms of the State Volunteer Troops and National Guard shall be the regulation fatigue uniform of the regular army of the United States;" so that said section, when thus amended, shall read as follows:

Uniform.

"Section 385. The uniform of the State Volunteer Troops and National Guard shall be the regulation fatigue uniform of the regular army of the United States."

Sections 886 and 387, R. S., amended.

Sec. 4. That sections 386 and 387 of volume I. of the Revised Statutes of 1803, be, and the same are hereby, stricken out, and the following inserted in lieu thereof, and to be known as sections 386 and 387 respectively:

Practice drills.

"Section 386. Each company composing the State Volunteer Troops and National Guard shall be required to hold twelve monthly practice drills during each year, and quarterly reports of said practice drills must be certified to by the Commander

and First Sergeant or acting First Sergeant, and forwarded through the regular military channels to the Adjutant and Inspector General; and any company failing to hold said practice drills or to make said quarterly reports, shall forfeit its right to share in the distribution of the annual appropriation made by the State to promote the efficiency of the volunteer service. Military Board consisting of the Governor, the Adjutant and Inspector General, and three commissioned officers appointed by the Governor for a term of two years, shall constitute said Military Board, and whose duty shall be to divide and distribute the annual appropriation made by the State in support of the volunteer troops, as they may determine is best for promoting the efficiency of the service."

"Section 387. Within thirty days after the annual inspections Adjutant and inspector are completed, the Adjutant and Inspector General shall be re- General to required to file with the Comptroller General a certified list of all troller General companies that have passed inspection and been admitted into the active volunteer service, together with a certified statement signed by a majority of the Military Board showing how the annual appropriation has been apportioned and divided, and the pro rata share of each company entitled thereto, whereupon the Comptroller General shall draw his warrants in accordance with said certified statements, and forward same direct to parties entitled thereto."

SEC. 5. That section 389, of volume I., of the Revised Stat- Sec. 889, R. S., utes of 1893, be, and the same is hereby, amended by striking out on line 5 the word "twelve," and inserting in lieu thereof the word "fifteen;" so that said section, when thus amended, shall read as follows:

"Section 389 (327). There shall be an Adjutant and Inspector General elected by the qualified electors of this State, at the and Inspector same time and in the same manner, and for the same term of office as the other State of State o office as the other State officers. His compensation shall be fifteen hundred dollars per annum, and his rank Brigadier General."

SEC. 6. That section 393, of volume I., of Revised Statutes Sec. 398, R. S., of 1893, be, and the same is hereby, amended by striking out the whole of said section, and inserting in lieu thereof the following, to be known as section 303:

ral, salary of.

"Section 393. He shall appoint an Assistant Adjutant and Assistant Adjutant and Inspector General, who shall have the rank of Colonel, and spector General appears and appears whose salary shall be twelve hundred dollars per annum."

A. D. 1900. Sec. 402, R. S., amended.

SEC. 7. That section 402 of the Revised Statutes of 1893, be, and the same is hereby, amended by striking out, on line 2, the word "ten," and inserting in lieu thereof the word "twelve;" also, by striking out, on line 4, the words "one Major," and inserting in lieu thereof the words "two Majors;" so that, when thus amended, the said section shall read as follows:

Regiments, and officers of.

"Section 402. Regiments shall consist of not less than six nor more than twelve companies, and shall be entitled to the following field officers: One Colonel, one Lieutenant Colonel and two Majors, with the following staff: One Adjutant, one Judge Advocate, one Quartermaster, one Surgeon and one Paymaster, all with the rank of Captain, one Sergeant Major and one Quartermaster Sergeant."

Sec. 405, R.S., amended.

SEC. 8. That section 405, of vol. I., of the Revised Statutes of 1893, be, and the same is hereby, amended by striking out the word "forty-four," on line 2, and inserting in lieu thereof the word "forty-eight;" and that the said section be further amended by striking out, on lines 3 and 4, the words "two Second Lieutenants," and inserting in lieu thereof the words "one Second Lieutenant;" so that said section, when thus amended, shall be as follows:

Infantry company.

"Section 405 (346). A company of Infantry shall consist of not less than forty-eight nor more than ninety-two privates, four Corporals, four Sergeants, one First Sergeant, one Second Lieutenant, one First Lieutenant and one Captain."

Sec. 406, R. S., amended.

SEC. 9. That section 406, of vol. I., of Revised Statutes, 1893, b., and the same is hereby, amended by striking out, on line 2, the word "forty," and inserting in lieu thereof the word "sixty;" so that said section, when amended, shall read as follows:

Artillery company.

"Section 406 (347). A company of Artillery shall consist of not less than sixty nor more than one hundred privates, four Corporals, four Sergeants, one First Sergeant, two Second Lieutenants, one First Lieutenant and one Captain."

Sec. 407, R.S., amended.

SEC. 10. That section 407, of volume I., Revised Statutes, 1893, be, and the same is hereby, amended by striking out, on line 2, the word "thirty-two," and inserting in lieu thereof the word "thirty-six;" so that said section, when thus amended, shall be as follows:

Cavalry company.

"Section 407 (348). A company of Cavalry shall consist of not less than thirty-six nor more than sixty privates, one Bugler, four Corporals, four Sergeants, one First Sergeant, two Second Lieutenants, one First Lieutenant and one Captain."

SEC. 11. That section 409, vol. I., Revised Statutes, 1893, be, and the same is hereby, amended by striking out, on line 4, the word "thirty," and inserting in lieu thereof the word "forty;" amended. and said section 409 is hereby also amended by striking out, on line 5, the word "twenty-four," and inserting in lieu thereof the word "thirty;" so that said section, when thus amended, shall read as follows:

"Section 409 (350). There shall be held once in each year an Inspection of State troops. inspection of troops and military property in every county of the State: and all companies of infantry and artillery producing less than forty officers and men, and cavalry companies producing less than thirty officers and men, present and in good condition for service, shall be disbanded."

SEC. 12. That section 413, vol. I., Revised Statutes 1893, be, Bec. 418, R. S., amended. and the same is hereby, amended by striking out all of said section after the word "office," on line 3, and inserting in lieu thereof the following: "for two years from date of commission, commissioned officers of the State Volunteer service may be removed from service only by verdict of court-martial, but may be suspended by the Commander-in-Chief pending said courtmartial and until verdict is rendered:" so that said section. when thus amended, will be and appear as follows:

"Section 413 (355). All officers of the militia (except as officers otherwise provided) shall be appointed and commissioned by ed and how the Governor, and shall hold office for two years from date of Commissioned officers of the State volunteer commission. service may be removed from office only by verdict of courtmartial, but may be suspended by the Commander-in-Chief, pending said court-martial and until verdict is rendered."

SEC. 13. That section 414, vol. I., Revised Statutes 1893, be, Sec. 414, R.S., and the same is hereby, amended by striking out all of said section 414, and inserting in lieu thereof the following, to be known as section 414:

"Section 414. All field and line officers of the State Volunteer Field and Troops and National Guard shall be elected by the active member of elected by the active members." bers of their respective companies, battalions and regiments. The order for said elections shall be issued for the Adjutant and Inspector General through and by all intermediate commanders, and three managers of election for each company shall be appointed and duly sworn to conduct said elections. said managers to be appointed by commanders of companies, and the vote taken by ballot. Returns of said elections, duly

signed and sealed by the managers, together with the ballots and tally-sheets, shall be forwarded direct to the Adjutant and Inspector General, who will at once announce, through general orders, the results of said elections as shown by said returns; and any notice of contest or protest must be made within five days from day of election to the Adjutant and Inspector General, whose decision in such cases, when rendered by him and sanctioned by the Governor, shall be final."

Sec. 415, R. S., amended.

SEC. 14. That section 415 of the Revised Statutes of 1893 be stricken out, and the following inserted, to be known as section 415:

Rules and regulations.

"Section 415. The Adjutant and Inspector General, with the approval of the Commander-in-Chief, is hereby authorized to make such rules and regulations from time to time as he may deem expedient, and when promulgated shall have full force and effect as the militia laws of the State. But the rules and regulations in force at the time of the passage of this Act shall remain in force until new rules and regulations are approved and promulgated."

Sections 416 and 417, R. S., repealed.

SEC. 15. That sections 416 and 417 of vol. I., Revised Statutes 1893, be, and the same are hereby, stricken out and repealed, and the said sections be, and they are hereby, rendered and declared inoperative and null and void.

Repealing clause.

SEC. 16. That all Acts and parts of Acts inconsistent with this Act, be, and they are hereby, repealed.

SEC. 17. That this Act shall go into effect immediately upon its approval.

Approved the 19th day of February, A. D. 1900.

No. 213.

No. 26. AN ACT to Amend Section 365 of the General Statutes of 1882, Appearing in the Revised Statutes of 1893 as Section 424 (365), of Article 4, "The Fourth Brigade."

Sec. 424, R.S., State of South Carolina, That section 365 of the General Statutes of 1882, appearing in the Revised Statutes of 1893 as sec-

tion 424 (365), of article 4, "The Fourth Brigade," be, and the same is hereby, amended; and when so amended shall read as follows:

A. D. 1900.

Section 1. That the corporation heretofore known as the Fourth Brigade, "Board of Field Officers of the Fourth Brigade, South Carolina tion of, powers Militia," and subsequently as the "Board of Field Officers of, &c. Fourth Brigade, South Carolina Volunteer Troops," shall hereafter be known and styled "The Board of Officers of South Carolina Volunteer Troops in the City of Charleston;" and shall consist of the Major or other officer in the city of Charleston commanding the troops hereafter mentioned, and the commanding officers of the following companies now forming a part of the Volunteer Troops of the State of South Carolina within the limits of the city of Charleston, to wit: the German Fusileers, Irish Volunteers, Washington Light Infantry, German Artillery, Lafayette Artillery, Sumter Guards and Palmetto Guard, and of such one or more of them as shall continue to exist as such.

The said corporation, so composed, shall continue to be, and shall be, a body politic and corporate, for the purpose of holding all property, both real and personal, now owned or hereafter to be acquired by the said corporation, for the benefit of the companies hereinbefore designated.

The said corporation, so composed, shall continue to take, purchase and hold property, both real and personal, for the benefit of the companies hereinbefore designated, and the same to pledge, sell and transfer from time to time, on such terms and under such conditions, and subject to such regulations as may be prescribed by said corporation. That all of the property, real and personal, choses in action and assets of the corporation created by the Act of January 4th, 1804, and its predecessors, is hereby vested in the corporation hereby created as the successor of the said several corporations: Provided, however, That the Oitadel property known as Marion Square, otherwise called the Citadel Green, now vested in said corporation as constituted by this Act, shall forever be kept by it as a place for the military exercises of the companies hereinbefore designated: And Provided, further, That the Corps of Cadets of the State Military Academy shall have the right to use the said Marion Square, otherwise called the Citadel Green, as a place for military exercises and recreation, under such regulations as may be prescribed by the Board of Visitors thereof.

The said corporation, hereby created, shall have a common seal, and shall have the right to sue and be sued in the Courts of this State.

Acts of orig-

And further, the said corporation, hereby constituted, is inal corporations declared, recognized and confirmed as the successor of the original corporators, and all acts done by them, or by any persons heretofore acting as successors of said original corporators in their corporate capacity as Field Officers of the Fourth Brigade, in Meir said several corporate capacities, are hereby confirmed.

> Sec. e. All Acts and parts of Acts inconsistent with this Act are hereby repealed.

.:.Sec. 3. This Act shall take effect on its approval. Approved the 9th day of February, A. D. 1900.

No. 214.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND No. 60. SECTION 2 OF AN ACT ENTITLED 'AN ACT TO AUTHORIZE ALL CITIES AND TOWNS TO BUILD, EQUIP AND OPERATE A System of Water Works and Electric Lights, and to ISSUE BONDS TO MEET THE COST OF SAME, APPROVED MARCH 2, 1896, SO FAR AS IT RELATES TO THE CITY OF LAURENS," ABOLISHING THE COMMISSIONERS OF PUBLIC Works of the City of Chester, and Imposing its DUTIES UPON THE CITY COUNCIL, ALSO ABOLISHING THE BOARD OF PUBLIC WORKS OF THE TOWN OF GAFFNEY, AND Imposing its Duties on Certain Officers in the Town OF GAFFNEY.

Section 1. Be it enacted by the General Assembly of the ed by Act 1899, amend section 2 of an Act entitled 'An Act to authorize all cities XXIII. bo, and towns to build equip and active. Sec. 2 of Act State of South Carolina, That an Act entitled "An Act to and electric lights, and to issue bonds to meet the cost of same,' approved March 2, 1896, so far as it relates to the city of Laurens," approved the 6th day of March, 1899, be, and the same is hereby, amended by inserting after the word "Laurens," on line II thereof, the words (and adding the same words at the end of said Act after the word "Laurens"): "And Provided. further. That there shall be no Board of Commissioners of Public Works in the city of Chester, but all the duties, powers and responsibilities of the Board of Commissioners of Public Works are hereby devolved upon the City Council of the city of Ches-That in the town of Gaffney the Board of Public Works is hereby abolished, and the duties thereof are hereby devolved upon the Mayor and Treasurer and Clerk of the Town Council, who shall give bond for the faithful performance of the duties of their office in the sum of ten thousand dollars each;" so that, when amended, the said section shall read as follows:

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 2 of an Act entitled "An Act to authorize all cities and towns to build, equip and operate a system of water works and electric lights, and to issue bonds to meet the cost of same," approved March 2, 1896, be amended by adding to said section the following proviso: Provided, That there shall be no Board of Commissioners of Public Works in the city of Laurens, but all the duties, powers and responsibilities of the Board of Commissioners of Public Works are hereby devolved upon the City Council of the city of Laurens: And Provided, further, That there shall be no Board of Commissioners of Public Works in the city of Chester, but all the duties, powers and responsibilities of the Board of Commissioners of Public Works are hereby devolved upon the City Council of the city of Chester; so that, when amended, the said section shall read as follows:

Section 2. At such election for bonds, the elector shall vote Commission of three citizens of such town or city, whose terms of office ers of Public Works, terms shall be respectively two, four and six years, and until the gene- of office, &c. ral election for municipal officers next following the expiration of the short term, and until their successors are elected and The classification above designated as to the terms. shall be ascertained by the Commissioners after election by lot. At each general election for municipal officers following the expiration of the term of the Commissioner holding the short term, and at every such election every two years thereafter, one such Commissioner shall be elected for a term of six years, and until his successor is elected and qualified. The officers so elected, and their successors in office, shall be known as the Commissioners of Public Works of such municipality, and by that name may sue and be sued in any of the Courts of this

A. D. 1900.

Amendment.

State. At the first meeting of the Commissioners after election,

A. D. 1900.

and after any election for a full term, they shall organize by the election of one of their number as Chairman. The Clerk or Recorder of the municipality shall act as Secretary of the Commissioners. The Mayor and Aldermen of the city, or the Intendant and Wardens of a town, shall fill any vacancy occurring in said Commissioners by death, resignation or otherwise, by appointment for the unexpired term. The persons elected or appointed to such office shall qualify by taking the same oath as the election officers of the municipality take. The Mayor of the city or the Intendant of the town shall notify the persons so elected as members of the Commissioners of Public Works of their election within ten days after the result of such election is Exception as declared: Provided, That there shall be no Board of Commisto Laurens and Chester Counsioners of Public Works in the city of Laurens, but all the duties, powers and responsibilities of the Board of Commissioners of Public Works are hereby devolved upon the City Council of the city of Laurens: And Provided, further, That there shall be no Board of Commissioners of Public Works in the city of Chester, but all the duties, powers and responsibilities of the Board of Commissioners of Public Works are hereby devolved upon the City Council of the city of Chester. That in the town of Gaffney said Board of Public Works shall consist, ex officio, of the Mayor and Treasurer and Clerk of the Town Council of Gaffney, who shall give bond for the faithful performance of the duties of their office in the sum of ten thousand dollars each.

Approved the 17th day of February, A. D. 1900.

No. 215.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE No. 83. FOR THE CORPORATION OF TOWNS OF LESS THAN ONE THOUSAND INHABITANTS," APPROVED MARCH 2D, A. D. 1806, BY ADDING THERETO A NEW SECTION, TO BE KNOWN AS SECTION 22.

SECTION 1. Be it enacted by the General Assembly of the X X I I., 76, State of South Carolina, That an Act entitled "An Act to provide for the corporation of towns of less than one thousand inhabitants," be amended by adding thereto a section, to be known as section 22, as follows:

A. D. 1900.

ber of the Board of Intendant and Wardens to constitute a order election quorum shall be prevented from distance of officers of Section 22. Whenever it shall happen that a sufficient numquorum shall be prevented from discharging their duties and town. functions by reason of death, resignation or other disability, the Governor of the State is authorized and directed to order an election for Intendant and Wardens of said town, and to appoint all officers necessary for the holding and declaring of said election, who shall proceed to discharge their respective duties in the same manner and with the same effect as though they had been appointed by the municipal authorities provided for in this

Approved the 17th day of February, 1900.

No. 216.

AN ACT TO AMEND "AN ACT TO PROVIDE FOR THE FORMATION OF CERTAIN CORPORATIONS AND TO DEFINE THE POWERS THEREOF," APPROVED THE OTH DAY OF MARCH, 1896.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to pro- Act 1896, XXII., 96, vide for the formation of certain corporations, and to define the amended. powers thereof," approved the 9th day of March, 1896, be, and the same is hereby, amended by adding at the end of section 4 thereof the following: "Provided, That in the case of continuing Building and Loan Associations and other corporations of a like nature, issuing stock in monthly series, the declaration may name an amount as the initial capital stock, and a larger amount as the ultimate capital stock, to which the issue of the monthly series may extend, according to the by-laws of said corporation; and when not less than fifty per cent. of the initial capital stock shall have been subscribed by bona fide subscribers, the meeting of the stockholders and other proceedings provided for in this Act may be had: Provided, further, That the stockholders of such corporations shall have the power at their first meeting to adopt a by-law providing for the issuing of preferred stock,

having such special privileges, and to be issued in such amounts and in such manner as they shall establish by their said bylaws;" so that said section, when so amended, shall read as fol-

Organiza-

Section 4. Where not less than fifty per cent. of the proposed tion-when and how per-capital stock shall have been subscribed by bona fide subscribers, the Board of Corporators shall call the subscribers together. At such meeting of the subscribers, a majority of whom in value being present in person or by proxy, the subscribers shall proceed to the organization of the company by the election from themselves of a Board of Directors, Trustees or Managers, of such number as they may deem proper, not to exceed nine in number, which Board shall manage the affairs of the corporation until their successors shall have been elected, and shall have qualified according to the constitution and by-laws of the cor-The Board of Directors, Trustees or Managers shall poration. call for the payment of the subscription to the capital either in whole or in such instalments as it shall see fit. The Board of Directors, Trustees or Managers shall elect from their number a President, and they may also elect such person or persons as they may see fit as Secretary and as Treasurer, the latter of whom shall give such bond as they may require: Provided, Provision That in the case of continuing Building and Loan Associaas to corpora-tions issuing tions and other corporations of a like nature issuing stock in monthly se monthly series, the declaration may name an amount as the initial capital stock, and a larger amount as the ultimate capital stock, to which the issue of the monthly series may extend, according to the by-laws of said corporation; and when not less than fifty per cent. of the initial capital stock shall have been subscribed by bona fide subscribers, the meeting of the stockholders and other proceedings provided for in this Act may be had: Provided, further, That the stockholders of such corporations shall have the power at their first meeting to adopt a bylaw providing for the issuing of preferred stock, having such special privileges and to be issued in such amounts and in such manner as they shall establish by their said by-laws.

Approved the 13th day of February, A. D. 1900.

No. 217.

A. D. 1900.

No. 55.

AN ACT TO AMEND SECTION 8 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE FORMATION OF RAILROAD. STEAMBOAT, STREET RAILWAY AND CANAL COMPANIES, AND TO DEFINE THE POWERS THEREOF, AND TO PROVIDE A Mode for Amending the Charters Thereof," so as to AUTHORIZE AND EMPOWER STREET RAILWAY COMPANIES TO MAKE. PRODUCE. GENERATE AND SUPPLY LIGHT, POW-ER AND HEAT BY THE MEANS OF ELECTRICITY AND GAS.

SECTION I. Be it enacted by the General Assembly of the State of South Carolina, That section 8 of the Act entitled "An Sec. 8 of Act 1899, XXIII., Act to provide for the formation of railroad, steamboat, street 64, amended." railway and canal companies, and to define the powers thereof, and to provide a mode for amending the charters thereof," approved February 28, 1899, be, and the same is hereby, amended by adding thereto the following:

And any street railway corporation organized under the provisions of this Act, or whose charter may be amended hereunder, shall be authorized and empowered, upon proper application thereof, to make, produce, generate and supply light, power and heat by the means of electricity and gas, or either of them, both for its corporate purposes and for sale to the public; so that the said section shall read as follows:

Amendment.

Section 8. All railroad corporations organized under the propowers of railvisions of this Act shall be privileged to acquire rights of way road and street railway not exceeding seventy-five feet from centre of track in each corporations direction, and exercise the same powers with relation to said tracks, depots, crossing other railroads, highways and streams. as railroads chartered by the General Assembly, and any street railway corporation organized under the provisions of this Act. or where charter may be amended hereunder, shall be authorized and empowered, upon proper application therefor, to make, produce, generate and supply light, power and heat by the means of electricity and gas, or either of them, both for its corporate purposes and for sale to the public.

Approved the 17th day of February, A. D. 1900.

No. 218.

Section 1. Be it enacted by the General Assembly of the

No. 136. AN ACT to Require Railroad Corporations, where Two OR MORE LINES ENTER OR PASS THROUGH THE CORPORATE LIMITS OF ANY CITY OR TOWN IN THIS STATE, TO BUILD CONNECTING TRACKS FOR THE INTERCHANGE AND DELIV-ERY OF CARS AND FREIGHTS.

When to connect

State of South Carolina, That wherever the lines of railroad of rail- two or more corporations may now, or hereafter, enter or pass road compa-nies required through the corporate limits of any city or town in said State, the corporations owning the same are hereby required to build such connecting tracks as may be necessary to effect an actual connection of such lines for the purpose of interchanging and delivering cars and freight in car load lots; the entire reasonable cost of construction and maintenance of such connecting track to be borne by said railroad corporations, whose tracks are so connected, in such ratable proportion as shall be determined and adjusted by the Railroad Commissioners of this State. Failure to comply with the provisions of this section for six months after the passage of this Act, or for six months after the building of any new line of railroad into any such city or town. shall subject each and every such corporation so failing, to a penalty of twenty-five dollars per day, to be recovered in an action by any citizen of such city or town, one-half for his own benefit and the other half for the benefit of the State of South How penalty Carolina: Provided, That any one of such railroad corporations may relieve itself from liability to such penalty by giving notice in writing within thirty days from the date when it shall become liable to the operations of this Act, to the other corporations so liable thereto, of its readiness to proceed with the construction of such connecting track; and if the other corporation or corporations so notified, shall fail to unite in such construction within ten days after such written notice, the corporation giving such notice may proceed to the construction of such track, and may recover of each and every other line so connected, such proportion of the costs of such construction as shall

> be determined by the Railroad Commissioners; but the recovery thereof shall not operate to discharge such delinquent corporation or corporations from liability to the penalty above imposed up to the time of the full completion of such connecting track:

Penalty.

Provided, however, That the Railroad Commissioners shall have, and are hereby invested with, the power to suspend the operation of the requirements of this Act at such junctional Railroad Compoints as are hereinbefore specified, when it can be shown, upon a full and fair hearing before them, that the erection and operation of such connection would be unreasonable and unnecessarv.

A. D. 1900.

Power of

Sec. 2. For the purpose of building such track, the right of Rights of way for conway may be taken over and across the property of either or all neeting track. of such railroad corporations, and by and with the consent of the council of such city or town, such connecting track may be laid across or along any of the streets of such city or town, or the public grounds thereof: Provided, That such compensation shall be made to abutting land owners as they may be entitled to by law. In case it should be necessary for such connecting track to cross any private property other than such as above specified, then the right of condemnation is hereby given under the provisions of the General Statutes of the State upon the subject, to be exercised upon the application of either or all of such railroad corporations.

SEC. 3. That in building such connecting line the right is crossing one granted, under the supervision of the Railroad Commissioners, other-power to run across or along any existing track at grade, and any rail-commissioners. road corporation building a new line into such city or town after thereto. the construction of such connecting track shall be required to connect its line with such track, and to pay to each and every such corporation owning such track a part of the costs thereof, which said part of the costs shall be fixed and determined by the Railroad Commissioners.

Sec. 4. That it shall be the duty of all railroad corporations Cars to be transferred. whose tracks shall be so connected to transfer to any other rail- fees for. road track any car or cars upon demand of the consignee or owner of the freight in said car or cars, at such transfer charges as may be fixed by the Railroad Commission, not to exceed one dollar per car in any case; empty cars to be returned free. Failure to comply with the written demand of the consignee or Penalty for owner within twenty-four hours, shall subject the railroad cor-transfer. poration so failing to a penalty of one dollar per hour so long as such failure may continue, to be deducted from the freight bill of such owner or consignee, or to be recovered by an action of law, unless it be determined by the jury to be reasonably im-

Cars to be

practicable for such railroad corporation to make such transfer within said time.

Approved the 10th day of February, A. D. 1900.

No. 219.

No. 145. AN ACT to Provide for the Incorporation of Religious. EDUCATIONAL, SOCIAL, FRATERNAL OR CHARITABLE Churches, Lodges, Societies, Associations or Com-PANIES, AND FOR AMENDING THE CHARTERS OF THOSE AL-READY FORMED, AND TO BE FORMED.

tional and other such as-sociations; by whom issued.

Section 1. Be it enacted by the General Assembly of the Certificates State of South Carolina, The Secretary of State is hereby auof incorpora-tion to relig. thorized and empowered to issue certificates of incorporation to lous, education to religious and use and the second loudge registry company on other any church, college, school, lodge, society, company or other association, having no capital stock divided into shares, but holding or desiring to hold property in common for religious, educational, social, fraternal, charitable or eleemosynary purposes other than for the insurance of life, health, accident or property.

Sec. 2. Any lodge, church, college, school, society, associawhat to condition or company organized for the purposes aforesaid, may, where filed. after giving at least three days public notice in one or more newspapers published in the county in which the organization is perfected, file in the office of the Secretary of State a written declaration signed by two or more of the officers or agents elected or appointed to supervise or manage its affairs, setting forth: First. The names and residences of the petitioners. Second. The name of the proposed corporation. Third. The place at which it proposes to have its headquarters or be located. Fourth. The purpose of the proposed corporation. Sixth. The names and residences of all officers, managers, trustees, directors or other officers or agents of the proposed corporation at the time the application is made; such other information as it may desire or the Secretary of State may require.

Fee for certificate.

SEC. 3. Upon the filing of the above declaration, and the payment of a charter fee of three dollars, the Secretary of State shall issue to the proposed corporation a certificate of incorporation for the term that may be fixed in the said declaration, or, in the absence of such limitation, in perpetuity.

- Sec. 4. Every corporation chartered under this Act shall Powers of corporation. have the following powers: To make contracts, to loan money, to acquire and transfer property, both real and personal, under such regulations as may be fixed in the by-laws of the said corporation, possessing the same powers in such respects as individuals now enjoy. 2. To sue and be sued by its corporate 3. To have a common seal, and alter the same at pleasure. 4. To make by-laws and all rules and regulations deemed expedient for its management, not inconsistent with the laws of this State and of the United States. To borrow money for the purpose of carrying out the objects of its charter, to make notes, bonds or other evidences of debt, and to secure the payment of its obligations by mortgage or deed of trust on all or any of its property and franchises, both real and personal. To expel or suspend members or associates. 7. To enforce the collection of dues and charges under such penalties as may be provided in the by-laws.
- Sec. 5. No irregularity in complying with the provisions of this Act shall be held to vitiate the incorporation until a direct incorporation. proceeding to set aside and annul the charter be instituted by the proper authorities of the State; and all acts done and contracts entered into shall have the same force and effect as if no irregularity had existed.

Sec. 6. Any officer, agent or member of any corporation cre-wilfulinjury ated under this Act, who shall knowingly or wilfully injure or a misdemeandamage any property belonging to the corporation, in violation of the charter or by-laws of said corporation, shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding one hundred dollars or imprisoned not exceeding thirty days.

Sec. 7. Any corporation organized for the purposes aforesaid, which has been heretofore chartered or may be chartered dissolved. under this Act, which shall have accomplished the purpose for which it has been organized, or which may desire to wind up its affairs, may do so, upon a vote of a two-thirds majority of its members, at a meeting of which published notice, or written notice mailed to each member, shall be given, which notice shall state the purpose of the proposed meeting, a certificate of such fact to be filed with the Secretary of State.

How charter may amended.

Sec. 8. Any corporation organized for the purposes aforesaid, which has been heretofore chartered or may be chartered be under this Act, may have its charter amended in any particular by the Secretary of State by a majority vote of its members, at a meeting held pursuant to notice provided in section 7.

Ib.

Sec. 9. Any corporation sole now chartered or hereafter chartered may have the charter of such corporation amended in any particular by the Secretary of State, after publishing notice of such proposed amendment in any newspaper in the county where the holder of the charter reside, once a week for three weeks.

Certified incorporation.

Sec. 10. A certified copy of the charter from the Secretary of copy of charterevidence of State, or from the Clerk of the Court or Register of Mesne Conterevidence of State, or from the Clerk of the Court or Register of Mesne Contered to the Court of Register of Register of Mesne Contered to the Court of Register of Regi veyance of the county where said charter is required to be recorded, shall be sufficient evidence of the incorporation of any corporation chartered under this Act, or any amendments thereof.

Papers to be recorded by Secretary

SEC. 11. All papers required to be filed hereunder, and all by charters or amendments thereof that may be granted, shall be recorded by the Secretary of State in books kept by him for that The charter or amendments shall be recorded within purpose. thirty days after its receipt in the office of the Clerk of Court or Register of Mesne Conveyance in the county in which the corporation is organized. The Secretary of State is hereby required to publish, with the Acts of the General Assembly, a list of all charters granted hereunder.

SEC. 12. All Acts and parts of Acts inconsistent with this Act are hereby repealed.

Sec. 13. This Act shall go into effect upon approval. Approved the 19th day of February, A. D. 1900.

OF SOUTH CAROLINA.

No. 220.

A. D. 1900.

No. 133.

AN ACT TO PROVIDE FOR THE PURCHASE OF FIFTY (50) OF EACH OF THE TWO VOLUMES OF THE HISTORY OF THE STATE, TO WIT: "THE HISTORY OF SOUTH CAROLINA Under the Proprietary Government, 1670-1719," and "THE HISTORY OF SOUTH CAROLINA UNDER THE ROYAL GOVERNMENT, 1719-1776," BY EDWARD McCRADY, PUB-LISHED BY THE MACMILLAN COMPANY OF NEW YORK, AND FIFTY COPIES OF THE COLONIAL AND REVOLUTIONARY HISTORY OF UPPER SOUTH CAROLINA, BY J. B. O. LAN-DRUM, AND TO AUTHORIZE AND DIRECT THE COMPTROLLER GENERAL TO DRAW HIS WARRANT ON THE STATE TREA-SURER TO PAY FOR THE SAME.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That upon the delivery to the Secretion in the tary of State of fifty (50) copies of each of the two volumes of state ordered. the History of the State, by Edward McCrady, Esq., entitled. one, "The History of South Carolina Under the Proprietary Government, 1670-1719," and the other "The History of South Carolina Under the Royal Government, 1719-1776," published by the MacMillan Company of New York, the Comptroller General be, and is hereby, authorized to draw his warrant on the State Treasurer for the sum of three hundred and fifty dollars in favor of the Secretary of State, to be expended by him in purchase of the said books. And upon the delivery to the Secretary of State fifty copies of the Colonial and Revolutionary History of South Carolina, by J. B. O. Landrum, the Comptroller General be, and is hereby, authorized to draw his warrant on the State Treasurer for the sum of one hundred dollars, in favor of the Secretary of State, to be expended by him in the purchase of said books. The said books, when so purchased, Use of. to be placed in the libraries and the public institutions and in the colleges of the State, male and female, under the direction of the Secretary of State and of the State Superintendent of Education.

SEC. 2. That the State Treasurer do pay the said sum hereby How paid appropriated for the purchase of the said books out of any funds in the treasury not otherwise specifically appropriated.

Approved the 19th day of February, A. D. 1900.

No. 221.

AN ACT IN RELATION TO REINSURANCE AND THE TRANSAC-TION OF BUSINESS BY FIRE INSURANCE COMPANIES OR AS-SOCIATIONS OTHERWISE THAN THROUGH AGENTS.

Section 1. Be it enacted by the General Assembly of the insur- State of South Carolina, No fire insurance company or associaance policies to be counter tion not incorporated under the laws of this State, authorized to signed by agents reside transact business herein, shall make, write, place, or cause to be ing in the made, written or placed, any policy, duplicate policy or contract of insurance of any kind or character, or any general or floating policy, upon property situated or located in this State, except after the said risk has been approved, in writing, by an agent who is a resident of this State, regularly commissioned by any company doing business in this State, who shall countersign all policies so issued, and receive the commission thereon when the premium is paid, to the end that the State may receive the taxes required by law to be paid on the premiums collected for insurance on all property located in the State. Nothing in this Act shall be construed to prevent any insurance company or association, authorized to transact business in this State, from issuing policies at its principal or department offices, covering property in this State: Provided, That such policies are issued upon applications procured and submitted to such company by agents who are residents of this State, regularly commissioned to transact the business of insurance herein, and who shall countersign all policies so issued and receive the commission thereon No provision of this section is intended to or shall Property in when paid. apply to direct insurance covering the rolling stock of railroad corporations or property in transit while in the possession and custody of railroad corporations or other common carriers.

transit except-

Comptroller General to examine offices, records and records and papers of companies reported as violating this law.

SEC. 2. Whenever the Comptroller General shall have or receive information, that any fire insurance company or association, not incorporated under the laws of this State, has violated any of the provisions of section I of this Act, he is authorized. at the expense of such company or association, to examine, by himself or his accredited representative, at the principal office or offices of such company or association, located in the United States of America, or in any foreign country, and also at such other offices or agencies of such company or association as he

may deem proper, all books, records and papers of such company or association, and may examine under oath the officers, managers and agents of such company or association, as to such violation or violations. The refusal of any such company or association to submit to such examination or to exhibit its books and records for inspection shall be presumptive evidence that it has violated the provisions of the first section of this Act, and shall subject it to the penalties prescribed and imposed by this Act.

SEC. 3. Every fire insurance company or association shall anticompanies to make renually, and at such other times as the Comptroller General may turns to Comprequire, in addition to all returns now by law required of it or ral, &c. its agents or managers, make a return to the Comptroller General, in such form and detail as may be prescribed by him, of all reinsurance or cessions of risk or liability contracted for or effected by it, whether by issue of policy, entry on bordereau or general participation agreement, or by excess loss reinsurance, or in any other manner whatsoever, upon property located in this State, or covering, whether specified or otherwise, any risk or liability upon property so located, such return to be certified by the oath of its President and Secretary, if a company or association of one of the United States, and if a company or association of a foreign country, by the oath of its managers in the United States, as to such reinsurance or cessions effected through its branch office in the United States, and by the oath of its President and Secretary, or by officers corresponding thereto, at its home office, wherever located, as to reinsurance or cessions as aforesaid contracted for or effected through the foreign office. The refusal of any such company or association to make the returns herein required shall be presumptive evidence that it is guilty of violating the provisions of the second section of this Act, and shall subject it to the penalties prescribed and imposed by this Act.

Sec. 4. Any insurance company or association wilfully vio-Sec. 4. Any insurance company or association wilfully violating or failing to observe and comply with any of the provithis Act. sions of this Act, applicable thereto, shall be subject to and liable to pay a penalty of five hundred dollars for each violation thereof, and for each failure to observe and comply with any provisions of this Act, such penalty may be collected and recovered in an action brought in the name of the State, in any Court having jurisdiction thereof. Any insurance company or association which shall neglect and refuse for thirty days after

judgment in any such action to pay and discharge the amount of such judgment, shall have its authority to transact business in this State revoked by the Comptroller General, and such revocation shall continue for at least one year from the date thereof; nor shall any insurance company or association whose authority to transact business in this State shall have been so revoked, be again authorized or permitted to transact business herein until it shall have paid the amount of any such judgment, and shall have filed in the office of the Comptroller General a certificate signed by its President or other chief officer, to the effect that the terms and obligations of the provisions of this Act are accepted by it as a part of the conditions of its right and authority to transact business in this State.

Disposition of fines, &c.

- SEC. 5. That all penalties and fines and forfeitures, whatsoever, collected under this Act, shall be turned into the general fund for school purposes: "Provided, however, That the provisions of this Act shall not be construed so as to prevent any policy, duplicate policy, or contract for reinsurance, from being written or placed in any fire insurance company or association which has no agent resident in this State," "or prevent any mutual association or companies from issuing any policy or contract of insurance making inspections and adjustments, where the insured is paid cash dividends or return premiums."
- SEC. 6. All Acts and parts of Acts, whether general or special, inconsistent with the provisions of this Act, are hereby repealed.
 - Sec. 7. This Act shall take effect thirty days after approval. Approved the 9th day of February, 1900.

No. 222.

No. 134. AN ACT to Provide for State Insurance of Public Buildings.

Section 1. Be it enacted by the General Assembly of the How public State of South Carolina, That after the expiration of the polimust be incise of insurance on any and all public buildings in and of this State and of the several counties of this State, school houses excepted, now of force, no insurance shall be taken on any of

such buildings for a longer time than until the first day of January, 1901; and after that date all insurance on public buildings shall be carried in the manner hereinafter provided, excepting in cases in which policies of insurance heretofore taken out may expire after 1st January, 1901, to which case the provisions of this Act shall not apply until the expiration of such policies.

A. D. 1900.

SEC. 2. That beginning on the first day of January, 1901, or Premiums to be paid to on the expiration of such policies as may expire after the 1st Sinking Fund Commission January, 1901, there shall be paid annually to the Commis-by each country land to the Commis-by each country land sioners of the Sinking Fund, by each county in this State, one-vested. half the amount paid annually in premiums for insurance on its public buildings, for the purpose of creating an insurance sinking fund, which money, when received by said Commissioners of the Sinking Fund, shall be held and invested by them as other funds in their hands, for the purposes hereinafter provided; and that a separate account of such funds shall be kept.

SEC. 3. That the value of the public buildings of each of the How counties, as fixed by the policies of insurance on said buildings fixed. now of force, shall be taken to be the value of such buildings, and the amount of insurance fixed by said policies be the amount of insurance to be allowed and carried on said buildings under this Act.

SEC. 4. That the State Treasurer shall pay annually to the Premiums Commissioners of the Sinking Fund one-half of the amount now paid annually in premiums for insurance on the public buildings of the State.

Sec. 5. That the value of all public buildings hereafter built at how shall be the actual cost of such buildings, and the insurance to fixed. be carried shall be three-fourths of such value.

Sec. 6. In case any of such public buildings be damaged by How damfire or lightning, three appraisers shall be appointed, one to be and raid. named by the Commissioners of the Sinking Fund, one by the County Supervisor, and the two so appointed shall select the third, who shall ascertain and fix the amount of the damage, and file their report with the Commissioners of the Sinking Fund and with the County Treasurer of the county where the loss occurred, and the said Commissioners of the Sinking Fund shall pay to the County Treasurer the amount so fixed. case of a total loss by fire or lightning of any of such public buildings, the amount of insurance carried under this Act shall be paid by the Commissioners of the Sinking Fund to the County Treasurer of the county where the loss popurred.

A D. 1900. miums cease.

Sec. 7. That when the insurance fund herein provided for When pay reaches the sum of two hundred thousand dollars, no further ment of pre-premiums dellars, and further shall premiums shall be paid, either by the counties or the State, until a part of such fund has been used in the payment of losses, and in that event the premiums of insurance shall be again paid as provided in sections 3 and 4 of this Act, until the fund again reaches the sum of two hundred thousand dollars.

Whose duty to insure.

Sec. 7. That the proper officers, having by law the care and custody of State or County buildings, shall insure such buildings under the provisions of this Act, whether said buildings have been heretofore insured or not.

How buildvalued for insurance.

SEC. 8. In those counties where no insurance is at present ings not insured shall be carried on the public buildings, or where it is desired to increase or decrease the amount of insurance, the value of the buildings and the amount of insurance to be carried shall be fixed by three appraisers, appointed in the manner provided for appointing appraisers in section 6 of this Act. The amount of insurance carried on any building insured under this Act shall not exceed three-fourths of the value of such building.

Approved the 19th day of February, A. D. 1900.

No. 223.

No. 163. AN ACT to Provide for Cleaning Out the Streams and Draining the Swamps and Bottom Lands in this STATE.

Whereas, it is necessary for the preservation and protec-Preamble. tion of the public health that the streams shall be cleaned out and the swamps and bottom lands adjacent thereto drained; now, therefore,

Jurisdiction swamps, &c.

Section 1. Be it enacted by the General Assembly of the of County State of South Carolina, That, in addition to the jurisdiction Commission-ers in draining and duties now imposed upon them by law, the County Boards of Commissioners of the several counties in this State shall be Commissioners of Health and Drainage, and shall have jurisdiction over the streams and the swamps and bottom lands in their respective counties. They shall have power and authority, and it shall be their duty to see that the provisions of this

Act are enforced and obeyed, and, for that purpose, they may employ such assistance as may be necessary, and pay for same by warrants on the County Treasurer, which shall be paid out of any funds in his hands for ordinary county purposes.

A. D. 1900.

SEC. 2. That it shall be the duty of all land-owners to clean Duty of land-owners to out all streams upon and adjacent to their lands at least twice in streams. each year, at such particular times as said Boards may appoint. and according to the directions of said Boards, and to keep the same clear of all obstructions to a free and uninterrupted flow of sand and water through the channels thereof: Provided, That this Act shall not be construed to prevent the erection and maintenance of any dam across any of said streams for any useful purpose: Provided, further, That said Boards shall have power and authority to require the owner of any such dam to build and maintain therein suitable and sufficient floodgates and waterways to afford free passage through the same of the sand and water, so that the streams above may be properly cleaned out and the lands adjacent thereto properly drained, for which purpose they may require the owner of any such dam to open the floodgates or waterways therein and keep them open for such reasonable time as they may deem to be necessary. Any person violating any of the provisions of this section shall be deemed guilty of maintaining a nuisance, and, upon conviction, shall be fined not more than fifty dollars, or imprisoned not more than thirty days: Provided. That ten days notice to abate such nuisance shall have been given.

Sec. 3. That in case any stream shall constitute the boundary Duty of ownbetween adjacent owners, who do not agree amongst themselves stream is boundary line. what portion thereof each shall be required to clean out, said Board shall, after hearing the owners interested, apportion the same amongst them, and assign to each a specific part thereof, and after such assignment the part so assigned to each owner shall, for the purpose of this Act, be deemed and held to be upon his land, and he shall be required to clean out the part so assigned to him until another apportionment shall be made, which may be done as often as said Board shall think proper.

Sec. 4. That any person who shall fell, cut or throw, or cause to be felled, cut or thrown, across or into any of said streams, demeanor. any tree, log or other timber, or any trash, brush, debris or obstruction of any kind whatsoever, shall be guilty of a misdemeanor, and on conviction shall be punished by a fine of not

more than fifty dollars, or imprisonment for not more than thirty days.

Duty of Board when stream.

Sec. 5. That when any land-owner shall fail or refuse, after land-owner ten days' notice, to clean out the streams upon his land as herein fails to clean provided, said Board may cause the same to be cleaned out, and the expense thereof shall be a lien upon the land of such owner, prior and preferred to all other liens, except the lien for State and county taxes, to be recovered by suit in the name of said Board in any Court of competent jurisdiction.

When impracticable for out stream, the Board may cause same to be done— when and how.

Sec. 6. Wherever it shall appear to the satisfaction of said owner to clean Board that it will be impracticable for the individual owners to properly clean out, widen, deepen and straighten the channel of any stream running through or adjacent to their lands, or to do such work thereon and in connection therewith as may be necessary to properly drain the adjacent swamps or bottom lands, and that the condition of said stream and such adjacent lands is, or is likely to become, such that the public health is, or will probably be, endangered thereby, they may in their discretion take charge of said stream, and cause the same to be cleaned out and the adjacent lands to be drained as hereinafter provided. They may change the width, depth and grade of the channel and cause the same to be relocated. Before any action shall be taken, a petition, stating the foregoing facts, must be filed with said Board, signed by the owners of a majority of the number of acres of swamp or bottom lands on said stream for a distance not less than five miles up and down the same, praying that said Board take charge of said stream, and have the lands thereon drained under the provisions of this Act. stream be less than five miles long, the petition shall be signed by the owners of a majority of the number of acres of swamp or bottom lands on said stream." The petition shall state the following facts as nearly as they can be ascertained by reasonable diligence and inquiry: The point on said stream at which it is proposed to begin and end the drainage: Provided. That said Board may extend the drainage at their discretion, also the number of acres of swamp or bottoms thereon, between the points specified, owned by each petitioner, and also the whole number of acres in the tract of each, with a general description of the whole tract; also the names and the number of acres of swamp or bottoms on said stream between said points owned by others than the petitioners, and also the whole number of acres in each separate tract, with a general description of the

The petition shall be verified by the oath of one of the petitioners, and also by a regular practicing physician of In all proceedings under this Act the Secretary of State shall represent the State, when the State is interested. Upon the filing of such petition, the Board may make such further inquiry and investigation as they may see fit, including an estimate of the expenses of the work necessary to be done; for which purpose they may employ such assistance, including the services of surveyors, as they may deem necessary. For the purpose of making such investigation and estimates, the said Board and all assistants appointed by them, or by their order, may enter upon any lands on said streams, and make such investigation and surveys. If, after such investigation, they decide that the allegations of the petition are probably true, they shall cause a notice to be served upon the owners of the several tracts on said stream within such distance as they shall determine, who have not signed the petition, requiring them to show cause, if any they can, at a time and place to be fixed in such notice, why the prayer of the petition should not be granted. Such notice shall be served not less than ten days before the day fixed for the hearing. If, upon such hearing, the Board decide to refuse the prayer of the petition, they shall pass an order or resolution to that effect, and the petitioners shall be liable for all the costs and expenses incurred by said Board; but if they shall decide to grant the prayer of the petition, they shall pass a resolution or order to that effect.

Sec. 7. That said Board shall have power and authority to condemn the necessary "rights of way" for the proper drainage demn "rights of any such streams, swamps and bottoms. The right of way of way" for drainage. for such purpose over any lands owned by the State is hereby granted. In case of the failure or refusal of any land-owner to grant such right of way for such purpose, or in case an agreement as to compensation and damages therefor cannot be made, and the right of way thus obtained, said Board shall assess the compensation and damages therefor, after five days notice of the time and place of such assessment, which assessment may be reviewed by a jury drawn and summoned as hereafter provided, for the review of the per cent. of assessment for drainage, and the finding and verdict of such jury shall be final: Provided, That said Board may, when found practicable, make their as-· sessments for compensation and damages for rights of way, and for the per cent. of assessments for drainage at the same time.

When the amount of compensation and damages for right of way shall have been fixed and determined, if the same exceed the amount of the per cent. of assessment for drainage against the land of such owner, the Board shall draw their warrant on the County Treasurer for such excess, and the same shall be paid by him out of any funds applicable to ordinary county purposes, and charged to such drain fund. And when the amount for compensation and damages for right of way is fixed prior to any assessment for drainage on the same land, it shall be paid and charged in the same way, but said land shall be subject to the assessment for drainage thereafter.

SEC. 8. Before proceeding with the work of drainage, the

said Board shall make, or cause to be made, an estimate of the

Estimate of cost to be first made.

to be made and affected.

Right of re-lected. view.

cost and expenses, including therein all moneys and expenses paid out or incurred in reference thereto or in preparation therefor; and they shall add to the total gross sum ten per cent. Assessments thereof for contingencies; and they shall apportion the per cent. notice given to thereof to be paid by the county, and the per cent. thereof to be land-own ers assessed against and paid on account of and for each tract of land in their opinion involved, and the number of equal annual instalments, not exceeding five, in which the same shall be col-Such apportionment and assessment and decision as to the number of instalments shall be subject to review and correction, in the manner herein provided. The owner or owners of any tract or tracts so assessed who may feel aggrieved, may, within five days after notice of the assessment, which notice shall contain the total estimated costs and expenses and the per cent, thereof assessed upon his tract, and the number of annual instalments in which the same is to be collected, demand a review thereof by a jury: Provided, Such owner shall file with the Board a bond, with surety to be approved by the Board, conditioned to pay all the costs and expenses of such review, if the assessments made by the Board be sustained, or such part of said costs and expenses as the jury may impose upon him. Upon the filing of such demand and bond, the Board shall cause a jury of six disinterested freeholders to be drawn and empanelled, as follows: The County Auditor, County Treasurer and the Clerk of the Circuit Court, shall, at the request of said Board, prepare a list of eighteen disinterested freeholders, qualified under the laws of this State to serve as jurors, and furnish the same to said Board. The Board and the contesting land-. owner jointly shall alternately select from said list, until six

jurors and four supernumeraries shall have been drawn. such land-owner fail or refuse to participate in such drawing, the Board shall draw all the jurors and supernumeraries. Sheriff or any Constable shall, at the request of the Board, summon said jusors and supernumeraries to attend. If any juror drawn shall not be summoned or attend, a supernumerary drawn by the side which drew such juror shall be summoned in his place, at such time and place as the Board may appoint. Board shall have power and authority to compel their attendance, the same as Magistrates have in matters before them. The jury, when empanelled, shall be duly sworn by one of the Board to fairly and impartially decide the issues submitted to them. Jurors and supernumeraries, who attend or serve, shall each be paid one dollar per day, and the Sheriff or Constable shall be paid one dollar for serving each venire, and five cents per mile for each mile of necessary travel, the same to be paid as hereinafter provided. Notice of the time and place of such review shall be given to each land-owner whose lands are assessed. At such review the contesting land-owner, or landowners if more than one, jointly shall be actors, and the proceedings shall be presided over and conducted by the Board, who shall have the same power to enforce order as Magistrates have. After hearing the evidence and argument, and viewing the stream or lands to be drained, if a majority of the jury desire to do so, the jury shall examine and review all the assessments made by the Board for the drainage of that particular stream or locality. They may confirm or recast the same as they, or a majority of them, shall deem to be just and equitable, and, in like manner, they may decide the number of equal annual instalments in which the same shall be collected, and what per cent. and by whom the costs and expenses of the review shall be paid. Their findings and report shall be in writing, signed by them, or a majority of them, and delivered to the Board, and the same shall be final and conclusive of the issues submitted. The jury may call in such assistance as they, or a majority of them, shall desire, to prepare their findings and report, to be paid for as other expenses. The finding and report of the jury may be resubmitted to them by the Board for corrections at any time before final adjournment of the review.

SEC. 9. When the several assessments shall have been fixed, as herein provided, the same shall be and remain a lien upon upon the land. the several tracts assessed, until the whole assessment and any

subsequent assessment for deficiency, as herein provided for, shall have been fully paid, and said lien shall be prior to all others, except the lien for State and county taxes. thirty days from the completion thereof, duplicate copies of such assessment roll, which shall contain the names of the owners of the several tracts assessed, a general description of each tract, the total amount of the estimated costs and expenses, the per cent. thereof assessed against each tract, and the number of instalments in which the same is to be collected, shall be filed, one in the office of the Clerk of Court and the other in the office of the County Treasurer.

Board to preserve all re-

SEC. 10. That said Board shall carefully preserve all petitions and other original papers in any proceeding under this Act, so that they may be conveniently referred to; and they shall keep a separate book to be known as the record of drainage proceedings, in which shall be recorded all such minutes of their proceedings and such other papers as they may deem of sufficient importance.

Separate proceedings

SEC. 11. That separate proceedings, begun for the drainage may be consol- of different parts of the same stream or locality, may, in the idated. discretion of said Board, be consolidated, at any time before the assessments shall become final, and after such consolidation the proceeding shall be conducted as one proceeding.

General pow-ers of Board in cleaning out streams.

SEC. 12. That said Board may cause any such stream to be cleaned out, widened, deepened or straightened, either or all, as they may deem best, and may cause any such swamps and bottom lands to be drained in such manner as they may deem best to subserve the end in view, either by contract or by hired labor, or partly by contract and partly by hired labor, "and for that purpose they may purchase and pay for the necessary machinery, tools and appliances." They may employ the chain-gang of the county in such work, making a reasonable charge for the labor thereof, to be paid for out of the drainage fund of the The Board shall take good and sufficient locality in question. bonds for the faithful performance of all contracts.

ments.

SEC. 13. That in case the amount raised by the assessment Power to Sec. 13. That in case the amount raised by the assessment make additional assess- first made shall prove to be insufficient to complete the work and pay all the expenses thereof, the Board may make one additional assessment, which shall be sufficient to cover all deficien-Such additional assessment shall be on the same percentage, and shall be collected in one instalment. There shall be no review of or appeal from such additional assessment.

SEC. 14. That whenever it shall be necessary to run any drain across the right of way and roadbed of any railroad, it shall be the duty of the railroad company owning or operating such railroad, or any receiver thereof, to make and maintain a suitable opening or culvert therefor through and across the right of way and roadbed. The failure of any railroad company or receiver thereof to comply with the provisions of this section, shall subject such company or receiver to the forfeiture of ten dollars a day for each day's neglect, after thirty days notice served on any ticket or freight agent, or officer of such company or re-Such forfeiture to be sued for and collected by said Board for the use of the drainage fund of that drain.

A. D. 1900. Drain across railroad bed.

SEC. 15. That for the purposes of this Act, the guardians of conditions, infants and the committees of persons of unsound mind shall be as owners of infants and the committees of persons of unsound mind shall be as owners of infant of infants. held to be the owners of the lands of their respective wards, and fants, &c. tenants for life shall also be held to be the owners of the lands of which they may be so seized.

In case any infant or person of unsound mind, interested in such proceeding, have no guardian or committee, the Probate Judge of the county in which such proceedings may be instituted shall, upon application of any other person interested, appoint a special guardian for such infant or person of unsound Such special guardian shall appear for and represent his ward in all subsequent proceedings under this Act. person shall be appointed a special guardian who may be interested in the proceeding.

SEC. 16. That in case any owner be a non-resident of the Notices may be served on county in which such proceedings are instituted, it shall be sufagent or tenant when own ficient, if any notice herein required be served on the agent or er resides out of State. tenant of such owner, or other person in possession of the lands to be assessed. If no such agent, tenant or person in possession be found, then such notice may be served by depositing a copy thereof in the postoffice, sealed in an envelope, postage prepaid, directed to such owner at his last known place of resi-No proceeding shall be taken in pursuance of a notice served by mail until after the expiration of ten days from the deposit of the copy thereof in the postoffice.

SEC. 17. That the Clerk of the Court is hereby authorized and empowered to appoint a Commissioner pro tempore to act filled. in the place of any member of the County Board of Commissioners who may be disqualified by reasons of personal interest in such proceeding, or by relationship within the sixth degree

Vacancy on

to any party interested therein. Such Commissioner shall not be required to give bond, but shall be sworn to faithfully discharge the duties of said office while so acting.

Financial statement to be kept. SEC. 18. That said County Board of Commissioners shall make and keep a full and accurate financial statement and account of all expenditures made and incurred in connection with each proceeding hereunder, and they shall, on request, exhibit the same to and permit copies thereof to be made by any person interested in such proceeding.

How costs paid.

SEC. 19. That said Board shall draw their warrant on the County Treasurer for the amount of the per cent. of the costs and expenses assessed against the county under any drainage proceeding as herein provided, and the said Treasurer shall pay the same out of any funds in his hands applicable to ordinary county purposes, and credit the same to the account of the drainage fund of the drain for which it shall be assessed.

Power of Board to borrow money.

Sec. 20. That said Board shall have power and authority to borrow so much money as may be necessary to carry out the purposes of any proceeding under this Act, and to pledge, as a security for the payment of any obligation made therefor, the assessments made or to be made under such proceeding, the rate of interest or discount on such loans shall not exceed eight per centum per annum. In no case shall the sum borrowed exceed such sum as the assessment made will pay, together with the interest thereon. All money so borrowed shall be paid over to the County Treasurer, who shall receive the same and place it to the account of the drainage fund for which it was borrowed.

How assessments collect-

SEC. 21. The County Treasurers of the several counties of this State are hereby authorized and required to separate the assessments made under the provisions of this Act, according to the assessment roll delivered to them, against the several tracts therein assessed, and to add the several annual assessments to the State and county taxes due on such land, and collect the same along with such taxes; and they are hereby authorized and empowered and required to enforce the collection of such assessments in the same manner that State and county taxes are collected, and to collect the same penalties and costs on failure to pay the same, as for failure to pay such taxes. All funds collected from such assessments shall be kept separate from other funds, and placed to the credit of the drainage fund for which they shall have been assessed and collected, and shall

be paid out on the warrants of the said Board. The County Treasurers shall be liable for the proper custody and disbursement of all drainage funds on and under their official bonds as for other funds legally in their hands.

SEC. 22. That the spreading upon the books, or collection of Assessments not to be stay. assessments for drainage under this Act, shall not be stayed or ed by injuneprevented by any injunction, writ or order issued by any Court void by reason of irregularior Judge thereof; nor shall any proceeding under this Act be to held void in consequence of any error, irregularity or informality therein, nor for neglect of recording thereof. All such proceedings shall be liberally construed and may be amended at any time, and may be had anew, if necessary.

SEC. 23. That when any such stream is the boundary line when stream between two counties, the County Board of Commissioners of line between the two counties shall have joint jurisdiction in the drainage thereof, and may divide the work and liabilities between their counties by sections or otherwise, at their discretion.

two counties.

SEC. 24. That the provisions of this Act shall not apply to or Actnotto apbe enforced in the following Counties: Bamberg, Aiken, Green-ply to certain wood, Colleton, Dorchester, Fairfield, Clarendon, Union, Chesterfield, Sumter, Edgefield, Darlington, Richland, Berkeley, Lancaster, Barnwell, Hampton, Florence, Beaufort, Horry, Kershaw, Lexington, Marlboro, Pickens, York, Abbeville, Georgetown, Williamsburg, Saluda, Anderson, Oconee and Chester.

Approved the 19th day of February, A. D. 1900.

No. 224.

AN ACT TO AMEND CHAPTER XVIII., TITLE VIII., PART I., No. 112. OF THE GENERAL STATUTES OF 1882, AS HERETOFORE AMENDED (APPEARING AS CHAPTER XXIV., TITLE VIII., PART I., IN THE REVISED STATUTES OF 1893), RELATING TO THE PUBLIC HEALTH.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That chapter XVIII., title VIII., part Chapter I., of the General Statutes of 1882, heretofore amended (ap-relating to pearing as chapter XXIV., title VIII., part I., in the Revised amended. State of South Carolina, That chapter XVIII., title VIII., part

Statutes of 1893), relating to the public health, be, and the same is hereby, amended by inserting and adding the following section, to be known as section 967a and section 967b, according to the numbering of the sections of the said Revised Statutes of 1893, to wit:

fectious disease.

Regulations for transportation of dead of any danation of dead gerous, contagious or infectious disease is absolutely forbid-bodies of contagious or in-den, into, through or out of the State, or any city or town within the same, except on compliance with such rules and regulations as shall be made and ordained by the State Board of Health. And for the purpose of enforcing this section, the said Board is hereby empowered and required by its Executive Committee to make and declare rules and regulations declaring what diseases shall be regarded as dangerous, contagious or infectious, and to classify the same, designating such as are of so dangerous a character that transportation of the dead is absolutely forbidden, and prescribing such regulations as the said Board may deem proper for the transportation of the dead from other That said rules and regulations as may be adopted by the said Board be submitted to the Governor for his approval, and be published in at least three daily papers of this State, and be advertised and disseminated by such other methods as to the Board may seem expedient, and such rules and regulations shall go into effect on the approval of the Governor.

License issue to examfectious

Section 967b. The State Board of Health is hereby authorissue to examiner of dead ized and directed to issue licenses to such persons as, on exami-bodies of con-tagious or in- nation under the direction and supervision of said Board, are found proficient in the art of embalming and disinfecting dead bodies, and otherwise preparing them for transportation. in all cases when, under the rules and regulations of health, special preparation of dead bodies is required for transportation, a certificate of such preparation shall be required, to be signed by a person so licensed, in such manner and form as may be prescribed by said Board.

> Sec. 2. That all Acts and parts of Acts repugnant to or inconsistent with this Act be, and the same are hereby, repealed. Approved the 19th day of February, A. D. 1900.

No. 225.

A. D. 1900. No. 159.

AN ACT TO PROVIDE FOR PENSIONS FOR CERTAIN SOLDIERS AND SAILORS. NOW RESIDENTS OF SOUTH CALOLINA. WHO WERE IN THE SERVICE OF THE STATE OR OF THE CONFED-ERATE STATES IN THE LATE WAR BETWEEN THE STATES.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, The sum of at least one hundred thousand dollars shall be annually appropriated to pay the pensions stong of comprovided for by this Act, and in case the same, or such amount dies and sall-State of South Carolina, The sum of at least one hundred thouas shall be appropriated, shall be insufficient, then the amount so appropriated shall be distributed proportionately among those legally entitled to receive the same: Provided, That those pensioners described in subdivision (a), section 4, herein, shall have been first paid in full.

- Sec. 2. The applicant must have been a resident of the State for two years prior to the time of the application.
- SEC. 3. In order to obtain the benefits of this chapter, the Who entitled to receive. applicant unqualified by residence must also show:

- (A) If a man.
- 1st. That he was a bona fide soldier or sailor in the service in the State or in the Confederate States in the war between the States: and
- 2d. Either (a). That while in such service he lost a leg or arm, or received other bodily injury whereby he has become disabled; and further, that neither himself nor his wife has an income exceeding one hundred and fifty dollars per annum, nor property sufficient to produce such an income; or (b) that he has reached the age of sixty years, and that neither he nor his wife is receiving an annual income of seventy-five dollars from any source, nor possessed of property sufficient to produce such an income.
 - (B) If a woman.
- 1st. That she is the widow of a man who was a bona fide soldier or sailor in the service of the State or of the Confederate States in the war between the States; and
 - 2d. That she has never remarried; and
- 3d. That either (a) she is sixty years of age, or (b) that her husband lost his life in the service of the State or of the Confederate States in the war between the States: and
- 4th. That she has not an income of one hundred dollars per annum, nor property sufficient to produce the same.

And what amounts.

- Sec. 4. The persons described in the preceding sections shall be entitled to a pension upon complying with the other provisions of this Act, and shall be paid the amounts hereinafter set forth, to wit:
- (a) All soldiers and sailors who lost both arms or both legs, or sight, or who are physically helpless, the sum of eight dollars per month.
- (b) All soldiers or sailors who lost one arm or leg in the said service, the sum of four dollars per month.
- (c) All other persons entitled to pensions under the provisions of this Act, the sum of three dollars per month: *Provided*, That all soldiers and sailors, now citizens of this State, who were in the service of the State or of the Confederate States in the war between the States, and who are totally disabled by paralysis, and who have no income, and who are unable to make a living, shall receive pensions as provided for by this Act the same as those under Class "A" of this section.

Applications for pensions—how and to whom made.

Sec. 5. Before any soldier or sailor shall receive any payment provided in this Act, he shall make an application, in writing, through the township representative, addressed to the County Pension Board, to be appointed as hereinafter directed for each county of the State, setting forth in detail the nature of the disabling wound, if any, the company and regiment or battalion in which he served, and the time and place of receiving the wound, and showing that neither he nor his wife is in receipt of the income as hereinafter specified, and showing, further, the time and place of residence within the State by the applicant. Such application shall be verified by the oath of the applicant, made before any officer in the State authorized to administer oaths, and shall be accompanied by the affidavit of one or more credible witnesses, stating that they knew the applicant was a soldier or sailor, or the wife of such, as the case may be, and believe the allegations made in the application to be true: Provided. That said application shall show that the applicant is not drawing a pension in any other State.

Applications to be verified.

SEC. 6. Such application shall be verified also by a certificate of the Auditor of the county in which the applicant resides, showing amount of tax return, and that his income does not exceed the amount stated, and that he is not possessed of sufficient property to produce such income; and it shall be the duty of the Auditor to furnish such certificates, if he shall so find the facts, without fee or charge.

Sec. 7. In each county of the State the said application shall be submitted to a Board composed of four ex-Confederate soldiers or sailors (to be chosen as hereinafter provided), who ston Board duties of. shall not be holders of or applicants for a pension, and a regular practicing physician to be selected by them, which said five persons shall constitute the County Pension Board. They shall meet on the third Monday in January of each year, and shall examine each applicant under rules and regulations prescribed by the State Board of Pensioners. After first being duly sworn, fairly and impartially to discharge the duties of their office, and after said oaths are duly filed in the office of the Clerk of Court, the said County Pension Board shall proceed with the discharge of the duties imposed upon them, and shall certify their approval to the State Board of Pensions, giving in detail the reasons which influenced them to grant or oppose each application, accompanied by all the evidences upon which they made their decisions.

A. D. 1900. County Pen-

Sec. 8. Four members of said Board shall constitute the Quorum of quorum. A majority of the members of the Board present port to State Board. may determine any matter presented to them, subject, however, to a right of review of the State Board. As soon as such County Board completes its list as above, giving the names of the pensioners, their residences and amounts per month to which they are entitled, they shall certify the same to the State Board of Pensioners, to be reviewed by them. The compensation of the members of said Board shall be two dollars per day for each day's service, not exceeding, however, five days' service in any one year.

Sec. 9. The State Board of Pensioners shall thereupon pass Duty of State upon the names contained in said lists, and shall certify to the sions. Clerks of Courts of the various counties the lists of the names and amounts approved by them, and said Clerks of Court shall record the same in a book, and said roll so made up shall be designated "Approved Pension Rolls for 19-," and such persons shall constitute the pensioners entitled to receive the aid herein provided for the current year.

SEC. 10. Every application approved by the County Board, Examination of appli-with all papers upon which they act, shall be filed in the Compcants by County Pension troller General's office by the first day of February of each year, Boards. to be by him submitted to the State Board of Pensions for their In the examination of the applications of each person for a pension, the said Board shall inquire particularly into all

the facts set forth in the application, and shall have the right to examine such witnesses and to take such evidence as to determine the right of such applicant to pension; and for the purpose of this chapter the Chairman of each County Pension Board shall have the right to administer oaths. In making their report to the State Board of Pensions, they shall set forth, in concise and plain language, giving in detail (and separately) their findings upon each material allegation contained in the application.

County Boards to aprecord of aprecord and

SEC. 11. Each of the said County Boards shall keep a book in which they shall make a list of the applicants for pensions, setthe action of ting forth the approval and disapproval, which book shall be the Boards. filed in the office of the Clerk of Court of Common Pleas for each county; and the Clerk shall from said book certify to the Comptroller General, on or before the first of February of each year; the number of pensioners who are still alive and entitled to the pension.

Power of vise list.

SEC. 12. The State Board of Pensions shall have the author-State Pension Board to re- ity, and it shall be their duty, to revise the list of pension claims allowed by each County Board, and to confirm or reject any pension claim allowed by such Board, as they may deem proper and right upon the facts presented by the said Board, or upon such additional facts connected therewith as they may procure; but they shall have no right in any case to grant a pension unless the same has been regularly approved by the County Board of Pensions.

How County Board of Penof, &c.

Sec. 13. The County Board of Pensions shall be constituted sions constituted stons constituted as follows: On the first Saturday in August of each year the tuted, election surviving soldiers and sailors of the State or the Confederate States in the late war between the States, in each township, shall meet at a time and place therein designated by the Chairman of the County Board, by two weeks public notice, and having organized by electing a Chairman and Secretary, shall elect by ballot an ex-Confederate soldier or sailor, not a holder of nor an applicant for a pension, as the representative of the veterans of said township.

The representatives so elected shall meet at the County Court House on the first Monday of September following, and having organized by electing a presiding officer and Secretary, shall elect from their own number four, who, having selected a competent physician, and elected one of themselves as Chairman, shall constitute, together with such physician, the County Pen-

sion Board for one year, or until their successors are elected and qualified. In those townships where the veterans failed to select a representative as herein provided, the Chairman of the County Pension Board shall appoint some person otherwise qualified as representative until such election shall be had; and in those counties where the survivors failed to organize a County Board as herein provided, the State Board of Pensions may appoint four ex-Confederate soldiers or sailors otherwise qualified to organize and constitute said County Board.

SEC. 14. In case there shall be in any township no person for township qualified to act as representative, then the veterans may elect, qualified to or in case of their failure so to do, the Chairman of the County serve on Board. Pension Board may appoint, some properly qualified veteran residing elsewhere in said county.

stituted, clerk

SEC. 15. The Comptroller General shall be Chairman of the State Board of Pensions, and he, with three ex-Confederate of whom constituted clark soldiers, not holders of nor applicants for pensions, to be se-of, &c. lected by the United Confederate Veterans Association at their annual meetings, together with a competent physician to be selected by them, shall constitute the said State Board of Pen-That the Comptroller General shall appoint a suitable person to serve as Clerk of State Board of Pensions; said Clerk to receive a salary of six hundred dollars per annum for his services. In case of failure to select by the said Veterans Association, the three members properly qualified shall be appointed by the Governor. The term of office of the elected members of said Board shall be for one year, and until their successors are elected or appointed and have qualified.

SEC. 16. The compensation of the members of the County Payof County Pension Pension Boards shall be two dollars per day, not to exceed five Boards. days, and the compensation of the State Board shall be two dollars per day, not to exceed five days, and the latter shall be allowed mileage at the rate of five cents per mile.

SEC. 17. In counties where the survivors fail or refuse to comply with the provisions hereof, the State Board shall make where no account to have been the distribution of the fund for such countries. such regulations for the distribution of the fund for such countaken. ties as they deem best.

SEC. 18. It shall be the duty of the Comptroller General to Comptroller issue on the 1st Monday in April of each year to the party ensue warrants for amounts titled to receive a pension hereunder, his warrant for such sum due. as may be herein prescribed, so long as such name shall remain on the pension roll as above prescribed, or until informed of the

death or removal from the State of such pensioner: Provided, That the Comptroller General shall forward the amount due the pensioners of each county to the Clerk of Court of the several counties of the State, to be paid out by said Clerk of Court without additional compensation.

Comptroller

SEC. 19. It shall be the duty of the Comptroller General to general to prepare forms prepare and cause to be printed forms in blank on which such applications, certificates and affidavits may be conveniently made, and he shall cause the same to be distributed in the several counties of the State in such number and such manner as in his judgment may be necessary.

Names of pensioners omitted by mistake to be reinstated.

SEC. 20. Whenever the name of any person who has been declared entitled to receive a pension under the laws of this State shall have been omitted, by any accident, from the proper lists, it shall be the duty of the State Board of Pensions to allow, and the duty of the Comptroller General to issue his warrant for, the amount of the pension to which such person would have been entitled; said amount to be paid out of the next regular appropriation for pensions, after the fact of such accident or mistake shall have been determined by said State Board of Pensions, and said amounts shall be paid out of said appropriation before the same shall be apportioned among the persons entitled thereto.

Sec. 21. That sections 939, 940, 941, 942, 943, 944, 945, 946, Certain sections of pen-sion law re-947, 948, 949, 950, 951, 952, 953, 954, 955 of the Revised Statpealed. utes of 1803, and all Acts amendatory thereof, be, and the same are hereby, repealed.

Present Sec. 22. Until the election of the County Pension Board and Boards to con tinue until the State Board of Pensions shall be had, as provided for herein, new ones elected. the several Pension Boards as now constituted shall continue to exercise their respective functions.

Approved the 19th day of February, A. D. 1900.

No. 226.

AN ACT TO REDUCE THE SALARY OF PHOSPHATE INSPECTOR. No. 8.

Section 1. Be it enacted by the General Assembly of the Salary of Phosphate In- State of South Carolina, That the salary of Phosphate Inspecspector. tor be reduced to the sum of twelve hundred dollars.

Sec. 2. That all Acts and parts of Acts inconsistent with this Act be repealed.

A. D. 1900.

Sec. 3. That this Act shall take effect from its passage. Approved the 9th day of February, 1900.

No. 227.

AN ACT RELATING TO THE EXAMINATION OF THE ACCOUNTS OF THE STATE TREASURER, COMPTROLLER GENERAL AND THE COMMISSIONERS OF THE SINKING FUND.

No. 38.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Joint Committee of the Genof accounts of
eral Assembly the duty of which is to examine the accounts of certain State eral Assembly, the duty of which is to examine the accounts of certain officers. the State Treasurer, Comptroller General and the Commissioners of the Sinking Fund, shall begin the examination of said accounts as soon as practicable after the end of each quarter of the year.

Sec. 2. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 13th day of February, A. D. 1900.

No. 228.

AN ACT TO AMEND SECTION 3 OF AN ACT ENTITLED "AN ACT TO CREATE THE OFFICE OF STATE LIBRARIAN, TO FIX THE SALARY AND PRESCRIBE THE DUTIES THEREOF, TO CON-STITUTE A BOABD OF TRUSTEES FOR THE STATE LIBRARY AND TO DESIGNATE THE POWERS AND DUTIES THEREOF, TO Appropriate Money for the Use of the State Library, AND TO MAKE CERTAIN OFFENCES HEREIN SPECIFIED A MISDEMEANOR," APPROVED 21ST DAY OF FEBRUARY, A. D. 1898, SO AS TO RAISE THE SALARY OF THE STATE LIBRA-RIAN TO EIGHT HUNDRED DOLLARS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 3 of an Act entitled "An Sec. 3 of Act Act to create the office of State Librarian, to fix the salary and 764, amended."

prescribe the duties thereof, to constitute a Board of Trustees for the State Library, and to designate the powers and duties thereof, to appropriate money for the use of the State Library, and to make certain offences herein specified a misdemeanor," approved 21st day of February, A. D. 1898, be amended by striking out the word "six," on line I thereof, and by inserting the word "eight" in lieu thereof; and by adding at the end the words, "this rate of salary to be paid from and after the approval of this Act," so that the said section, when so amended, shall read as follows:

Salary State Librarian.

Section 3. That the salary of said officer shall be eight hundred dollars, and it shall be due and paid as the salaries of other State officers are due and paid: this rate of salary to be paid from and after the approval of this Act.

Approved the 9th day of February, A. D. 1900.

No. 229.

No. 160. AN ACT TO AMEND THE ACT ENTITLED "AN ACT CREATING A HARBOR COMMISSION FOR THE BAY AND HARBOR OF CHARLESTON," AND APPROVED 20TH DECEMBER, 1880 (AS AMENDED BY THE ACT APPROVED 20TH DECEMBER, 1881). SO AS TO CHANGE THE MEMBERSHIP OF THE SAID COMMIS-SION; AND MAKING PROVISIONS FOR THE BETTER COLLEC-TIONS OF THE FEES AND CHARGES PROVIDED FOR IN SAID Аст.

Section 1. Be it enacted by the General Assembly of the Act 1880, ere- State of South Carolina, That the Act entitled "An Act creatating Harbor Commission for the bay and harbor of Charles-Charleston, as ton," and approved 24th December, 1880 (as amended by the amended by the Act of 1881, Act approved 20th December, 1881), be, and the same is hereby, XVII., 604, amended (1) by inserting between the word "commerce" and amended (I) by inserting between the word "commerce" and the words "the Chairman," on the third line of said section 2 of said Act, the following words, to wit: "the President of the Charleston Cotton Exchange, the President of the Charleston Merchants' Exchange, the President of the Charleston Young Men's Business League;" (2) by striking out the word "and," on the fifth line of said section 2, and inserting in lieu thereof

the word "or;" (3) by striking out the word "ten," on the seventh line of said section 2, and inserting in lieu thereof the word "seven;" (4) by striking out the word "county," on the eighth line of said section 2, and inserting in lieu thereof the word "city;" (5) by striking out the words immediately following the word "Governor," on the eighth line of said section 2, down to and including the word "Charleston," on the tenth line of said section 2, and inserting in lieu thereof the following: "upon the recommendation of the Senator and members of the House of Representatives from Charleston County, or a majority of them, at least two of whom shall be seafaring men, and at least one of such seafaring men shall be a full branch. pilot of the port of Charleston;" so that said section 2 will read as follows: "That the said Commission shall consist of thirteen Harbor Commembers, as follows: the Mayor of the city of Charleston, the harbor of Charleston, of President of the Charleston Chamber of Commerce, the Presi-whom to condent of the Charleston Cotton Exchange, the President of the Charleston Merchants' Exchange, the President of the Charleston Young Men's Business League, the Chairman of the Executive Committee of the State Board of Health, if he be a resident of said city, or, if he be not such resident, some member of the Executive Committee resident of said city, to be designated by said Committee, and seven residents of the city of Charleston, to be appointed by the Governor, upon the recommendation of the Senator and members of the House of Representatives from Charleston County, or a majority of them, at least two of whom shall be seafaring men, and at least one of such seafaring men shall be a full branch pilot of the port of Charleston. Mayor of the city of Charleston shall be ex officio Chairman of the said Board, and the Board at its first annual meeting, or at the first meeting after the time fixed for such annual meeting, shall elect a Chairman pro tempore, to act in the temporary absence, death, resignation or disability of the said Chairman."

SEC. 2. That said Act be further amended by adding the following, to be known as section 4:

Section 4. That the fees and port charges levied under this Feesand port charges to be Act shall constitute a lien on vessels against which they are a lien. made, and the Harbor Master is hereby empowered to detain such vessels until the same be paid; and the master of any vessel attempting to depart from the port without paying such charges, shall be guilty of a misdemeanor, and on conviction

shall be fined not exceeding one hundred dollars or imprisonment not exceeding thirty (30) days.

Repealing

Sec. 3. That any and all Acts and parts of Acts inconsistent with or repugnant to the provisions of this Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 230.

No. 65. AN ACT TO Provide for an Additional Clerk in the Office of Comptroller General.

General.

Section 1. Be it enacted by the General Assembly of the Additional State of South Carolina, That from and after the approval of clerk for the Comptroller this Act, there shall be an additional clerk in the office of the Comptroller General of South Carolina, to be appointed by the

Salary of.

Comptroller General, and who shall receive a salary of fourteen hundred dollars, to be paid in the same manner as the salary of other departmental clerks.

Duties of.

SEC. 2. That the clerk herein provided for shall be known as Auditing Clerk, and it shall be his duty, under the direction and supervision of the Comptroller General, to keep the phosphate and insurance records in the Comptroller General's office, visit the various counties of the State, and to visit the various penal, charitable and educational institutions of the State, and report on the conditions of the books of the same, when required by the Comptroller General, and inspect and report on the condition of the books of the various county officers of the State, and assist the Comptroller General in making the annual settlements with county officers.

Sec. 3. This Act shall take effect on its approval. Approved the 17th day of February, A. D. 1900.

No. 231.

A. D. 1900.

AN ACT TO REGULATE THE EXPENSES OF EXAMINING LUNA-TICS AND CONVEYING THEM TO THE STATE HOSPITAL FOR THE INSANE.

No. 6.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the County Boards of Commis- Boards of sioners for the several counties in this State be, and they are Commission on ers to fix comhereby, authorized and empowered to fix the compensation, pensation for lucharges and expenses to be paid and incurred in the examina- natics to Asytion of lunatics, and in conveying them to the State Hospital for the Insane, and to audit and pay claims therefor: Provided, That the same shall not be greater than now allowed by law, and that no claims for conveying lunatics to the State Hospital for the Insane, in excess of the actual and necessary expenses incurred in doing so, shall be audited and paid.

Approved the 9th day of February, A. D. 1900.

No. 232.

AN ACT TO AMEND SECTION 919, GENERAL STATUTES, BEING SECTION 970, REVISED STATUTES, PROVIDING FOR A STATE BOARD OF MEDICAL EXAMINERS, SO AS TO PROVIDE, ALSO, FOR A HOMOEOPATHIC BOARD OF MEDICAL EXAMINERS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 919 of the General Stat- Sec. 970, R. S., amended. utes, being section 970, Revised Statutes of South Carolina, be, and the same is hereby, amended by adding a subdivision, to be known as subdivision 8; so that, as amended, the said section shall read as follows:

Section 970 (919). I. No person shall practice physic or sur-qualification gery, for compensation, within the State unless he is twenty-one medicine, &c. years of age, and either has been heretofore authorized so to do, pursuant to the laws in force at the time of his authorization, or is hereafter authorized to do so by subsequent subdivisions of this section.

2. There shall be established a State Board of Medical Ex- of Medical Examiners, composed of seven reputable physicians or surgeons, pointment of, vacancy in, &c.

aminers-

one from each Congressional District, to be appointed by the Governor, whose term of office shall be for a period of two years, and until their successors in office shall have been appointed; and any vacancy in said Board of Examiners, by death, resignation or otherwise, shall be filled in the same manner. A majority of said Board shall constitute a quorum for the transaction of business: Provided. That the members thereof first appointed under the provisions of this section shall be divided into two classes, each class to consist of the first three and second two members. The first class shall hold office under said appointment for the period of one (I) year, the second class for two (2) years, from the date of their appointment.

Meetings of Board.

Duties of.

3. Said Board of Medical Examiners shall meet at Columbia, South Carolina, on the fourth Tuesday in April of each year: Organization at their first meeting organize by the election of a Chairman and a Secretary, who shall also be Treasurer; and said Board shall have power to call extra meetings when necessary. shall be the duty of said Board when organized to examine all applicants for examination who hold diplomas from any medical colleges and schools, and to pass upon their qualifications and fitness to practice medicine in this State, and to give to each successful applicant a certificate to that effect, upon the payment of five dollars to the Treasurer of said Board. Board shall keep a record of all the proceedings thereof, and also a record or register of all applicants for a license, together with his or her age, time spent in the study of medicine, and the name and locations of all institutions granting such applicants degrees or certificates of lectures in medicine or surgery. Said books and register shall be prima facie evidence of all the matters therein recorded. Such certificate of qualification shall entitle the holder or holders thereof, respectively, to be registered as a lawful practicing physician by the Clerk of Court of the county in which he, she or they may reside, upon payment to said Clerk of Court a fee of twenty-five cents for each registration.

Pay of.

4. The members of said Examining Board shall receive for their services the same per diem and mileage as is paid to the members of the General Assembly for each day engaged: Provided. That the receipts from applicants for examination shall be sufficient to meet said expenses; and if there should be any surplus after paying said expenses, that the same be paid to the State Board of Health for further disbursement.

5. Nothing contained in this section shall in any way affect or apply to physicians and surgeons who have already registered in accordance with the laws now of force.

Not to apply already regis-

6. Upon the refusal of said Board to grant a license to any applicant, an appeal may be had to the Governor, who may from. order a re-examination of the applicant to be held in the presence of the Dean of the Faculty of any medical college in this State and a committee composed of six practicing physicians.

Appeals

7. Nothing in this section shall apply to commissioned meditocertain play cal officers of the United States army or navy or the United sicians. States marine hospital service, nor shall it include physicians or surgeons residing in other States and called in consultation in special cases with physicians and surgeons residing in this State.

Not to apply

8. The Governor shall also appoint three competent homoco- State Board of Homocopa pathic physicians from the State at large, who shall constitute a thic Medical Examiners— State Board of Homeopathic Medical Examiners, whose terms powers, duof office, powers, duties, mode of procedure and compensation shall be the same as those of the regular State Board herein provided for: Provided, That no applicant who has failed or who may hereafter fail in his examination by the State Board of Medical Examiners, shall be allowed to present himself or herself before the State Board of Homocopathic Examiners for examination: Provided, further, That no graduate of any medical College requiring less than a four years course of study will be eligible for examination before this Board.

Approved the 19th day of February, A. D. 1900.

No. 233.

AN ACT TO AMEND THE ACT APPROVED 19TH FEBRUARY, 1808, Entitled "An Act to Establish and Declare THE LAW AS TO DISTRESS FOR RENT."

Section 1. Be it enacted by the General Assembly of the ary, 1898, entitled "An Act to establish and declare the law as amended, relating to distress for rent" (vol. 22, Statutes at Large of South Caro-tress for rent. lina, page 784), be, and the same is hereby, amended: (1) by

striking out the word "messengers," on line 3 of section I of said Act, and inserting in lieu thereof the word "messuages;"
(2) by striking out the word "five," on line 9 of said section, and inserting in lieu thereof the word "ten;" and (3) by striking out the word "whenever," on lines II and I2 of said section I, and inserting in lieu thereof the word "wherever;" so that said section I of said Act, as hereby amended, shall read as follows:

Distress for rent.

Section 1. That in case any lessee for life or lives, term of years, at will or otherwise, of any messuages, lands or tenements, upon the demise whereof any rents are or shall be reserved or made payable, shall convey or carry off from such demised premises his goods or chattels, it shall and may be lawful to and for such lessor or landlord, or any person or persons by him for that purpose lawfully empowered, within the space of ten days next ensuing such conveying away or carrying off such goods or chattels, as aforesaid, to take and seize such goods and chattels, wherever the same shall be found, as a distress for the said arrears of such rent, and the same to sell or otherwise dispose of, in such manner as if the said goods and chattels had actually been distrained by such lessor or landlord in and upon such demised premises for such arrears of rent, any law, usage or custom to the contrary in any wise notwithstanding.

Approved the 13th day of February, A. D. 1900.

No. 234.

No. 23. AN ACT Granting to the United States the Title of this State to, and the Jurisdiction of this State Over, Certain Lands on Sullivan's Island, in Charleston County, for Military Purposes.

Section I. Be it enacted by the General Assembly of the Certain State of South Carolina, That the right, title and interest of lands on Sullivan's Island this State to, and the jurisdiction of this State over, the folgranted to the United States. lowing described tracts or parcels of land, and land covered with water, situated in the town of Moultrieville, on Sullivan's Island, in the County of Charleston, in this State, be, and the

same are hereby, granted and ceded to the United States of America as sites for the location, construction and prosecution of works of fortifications and coast defenses, and for the uses of the garrison, to wit:

All that tract and parcel of land, and land covered with water, bounded as follows: Beginning at a point on the prolongation or extension, in a northerly direction of the westerly line of lot 159, as laid down on the plan of said town of Moultrieville, on the back beach, and one hundred yards beyond high water line; thence in an easterly direction following the meanderings or indentations of a line one hundred yards beyond said high water line to the intersection of the prolongation or extension in a nontherly direction of the western line of Pettigru street: thence in a southerly direction along said prolongation or extension of the said westerly line of Pettigru street, along said westerly line of Pettigru street, and along the prolongation or extension in a southerly direction of said westerly line of Pettigru street, to a point one hundred yards beyond low water line in the sea; thence in a westerly direction, following the meanderings or indentations of a line in the sea one hundred yards beyond low water line to its intersection with the prolongation or extension, in a southerly direction, of the eastern side of Marion street; thence in a northerly direction along said prolongation or extension of the eastern side of Marion street, and along said eastern side of Marion street to its intersection with the northern side of Central avenue; thence in a westerly direction along the northern side of Central avenue to the southwest corner of lot 150 aforesaid; and thence in a northerly direction along the western line of said lot 150 aforesaid, and along the prolongation or extension, in a northerly direction, of the western line of said lot 150 to the place of beginning, excepting from the area described those portions which are occupied and in use by the public as highways, known as Central avenue and Beach avenue; and also all that tract and parcel of land, and land covered with water, bounded as follows: beginning at a point on the prolongation or extension, in a northerly direction, of the westerly line of lot 131, as laid down on the plan of said town of Moultrieville, on the back beach, and one hundred yards beyond high water line; thence in a easterly direction following the meanderings or indentations of a line one hundred yards beyond said high water line to the intersection of the prolongation or extension, in a northA. D. 1900.

erly direction, of the eastern line of Marion street; thence in a southerly direction along said prolongation or extension of said easterly line of Marion street along said easterly line of Marion street, and along the prolongation or extension in a southerly direction of the said easterly line of Marion street, to a point one hundred yards beyond low water line in the sea; thence in a westerly direction following the meanderings or indentations of a line in the sea one hundred vards beyond low water line to its intersection with the prolongation or extension in a southerly direction of the eastern side of Sumter street: thence in a northerly direction along said prolongation or extension of the eastern side of Sumter street, and along said eastern side of Sumter street to the place of beginning—excepting from the area described those portions which are occupied and in use by the public as highways, known as Central avenue and Beach avenue: Provided, That there is hereby reserved to this State a concurrent jurisdiction for the execution within said lands of all process, civil or criminal, lawfully issued by the Courts of the State, and not incompatible with this cession.

Conditions of grant.

Sec. 2. The grant hereinbefore made is upon condition that the said grant shall not be effectual as to any portion of the premises embraced in the foregoing description in which any person or persons have now any right, title or interest, or upon which any person or persons now own or have any structures or improvements, until the United States of America shall have compensated such person and persons for such right, title and interest, and for such buildings, structures and improvements, and acquired the title of such person or persons thereto.

Sec. 3. This Act shall take effect immediately upon its approval by the Governor.

That in case of the failure of the United States of America Private persons to be compensated. That in case of the failure of the United States of America and any persons interested as aforesaid, or owner as aforesaid, to agree upon the proper compensation to be paid as above provided, the United States of America is authorized to have the same determined by the verdict of a jury, upon application by petition to the Court of Common Pleas for Charleston County, which shall be served as by law a summons in a civil action in said Court is required to be served, and the same shall be heard without delay at a term of said Court and under the direction of the presiding Judge thereof, and such determination shall be final and without appeal; and upon the amount so found being paid, with all costs of the proceedings, if any, the right

and title of the parties thereto shall vest in the United States of America.

SEC. 4. Be it further enacted, That all streets, roads and Streets and roads to be vahighways within the said tracts or parcels of land, except as cated. herein otherwise provided, are vacated and discontinued from the time the said grant becomes effectual: Provided, That there is hereby reserved to this State a concurrent jurisdiction Jurisdiction over, for cerfor the execution within said land of all process, civil or crimitatin purposes, reserved. nal, lawfully issued by the Courts of the State and not incompatible with this cession.

Approved the 9th day of February, A. D. 1900.

No. 235.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND Section 7 of the General Statutes, Relating to the ACQUIREMENT OF LANDS IN THE STATE BY THE UNITED STATES GOVERNMENT," APPROVED DECEMBER 17TH, A. D. 1880, Appearing in the Revised Statutes of 1893 as Section Seven.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Act of the General Assembly sec. 7, R. s., amended. of the State of South Carolina, approved December 17th, 1889, appearing in the Revised Statutes of 1803 as section 7, be, and is hereby, amended by striking out from and including the word "erection," on the fifth line, to and including the word "improvements," on the eighth line, and substituting in lieu of the words so stricken out, the words "for the public uses of the said United States;" and by striking out, on line 17, the words "four months," and inserting in lieu thereof the words "six weeks;" so that said section, when amended, shall read:

Section 7. Whenever it shall be made to appear to any one Proceedings for assessment of the Circuit Courts of this State, upon the application of any of damages for authorized agent of the United States, that the said United chased by the United States, states are desirous of purchasing any tract of land, and the or right of right of way thereto, within the limits of this State, for the pub- way, where is unlic uses of the said United States, and that the owner or owners minor. of said land are unknown, non-residents or minors, or from

any other cause are incapable of making a perfect title to said lands; or in case the said owners, being residents and capable of conveying, shall, from disagreement in price, or any other cause whatever, refuse to convey the said lands to the United States, the presiding Judge of the said Court shall order notice of said application to be published in some newspaper nearest to where the said lands lie, also in one newspaper published in the city of Columbia, once in each week for the space of six weeks, which notice shall contain an accurate description of the said lands, together with the names of the owners or supposed owners, and shall require all persons interested in the said lands to come forward, on a day to be specified in said notice, and file their objections, if any they should have, to the proposed purchase; and at the time specified in said notice the said Court shall empanel a jury, in the manner now provided by law, to assess the value of the said lands at their fair market value: and all damages sustained by the owners of the lands so appropriated by reason of such appropriation, which amount, when so assessed, together with the entire costs of said proceedings, shall be paid into the county treasury of said county in which said proceedings are had; and thereupon the Sheriff of the said county, upon the production of the certificate of the Treasurer of said county that the said amount has been paid, shall execute to the United States, and deliver to their authorized agent, a deed of the said lands, reciting the proceedings in said cause, which said deed shall convey to the said United States a good and absolute title to the said lands against all persons whomsoever. The money so paid into the county treasury shall there remain until ordered to be paid out by a Court of competent jurisdiction. The Judge directing the money to be paid to a County Treasurer, in accordance with the provisions of this Act, shall require of such Treasurer a bond in double the amount of money so ordered to be paid by him, with two or more sufficient sureties, to be approved by said Judge. Said bonds shall be payable to the State of South Carolina, for the use and benefit of such persons, severally, as are entitled to said money. Said bond shall be executed and approved and filed with the Clerk of said Court before receiving said money. all cases of publication of notice under this section, the Court shall require the same proof as in cases of publication of notice in civil cases.

Approved the 17th day of February, A. D. 1900.

No. 236.

A. D. 1900.

AN ACT REGULATING PAWNBROKERS, AND PROVIDING A LICENSE THEREFOR.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, No person, corporation, member of carry on bust-copartnership or firm shall hereafter carry on the business of pawn-broker withpawnbroker, in any of the cities, towns or counties of this State, out license. without having first obtained from the Mayor of the city or town, or Clerk of the Circuit Court of the county where the business is to be carried on, a license, for which he shall pay such license fee as may be fixed by the municipal authorities of the city or town of the State, or by the County Board of Commissioners of the counties authorizing such person to carry on the same, in the manner and upon the conditions stated in the succeeding sections of this Act.

SEC. 2. The Mayor of any such city or town, or Clerk of the How license shall be grant-Circuit Court of the county, may from time to time grant, ed. under his hand and the official seal of his office, to such citizens as he shall deem proper, and who shall produce to him satisfactory evidence of their good character, a license authorizing such citizen or citizens to carry on the business of a pawnbroker, which license shall designate the house in which such person shall carry on said business; and no person, corporation, member or members of a copartnership or firm shall carry on said business, and no person, corporation, member or members of a copartnership or firm shall carry on the business of a pawnbroker without being duly licensed, nor in any other house than the one designated in said license, under penalty of five dollars for each day he or she or they shall exercise or carry on said business without such license, or at any other house than the one designated. Any person, corporation, member or members of a copartnership or firm who loans money on pledge of defined. personal property or other valuable thing, other than securities or printed evidences of indebtedness, or who deals in the purchasing of personal property or other valuable thing, on condition of selling the same back again at a stipulated price, is hereby declared and defined to be a pawnbroker. Every person so licensed shall, at the time of receiving such license, file with the Mayor or Clerk of the Court granting the same, a bond to the local authorities of such city or town or county, to

Pawnbroker

be executed by the person so licensed and by two responsible sureties, or a surety company licensed to do business in the penal sum of one thousand dollars, to be approved of by such Mayor or Clerk of the Circuit Court, and which bond shall be conditioned for the faithful performance of the duties and obligations pertaining to the business so licensed, and the Mayor or Clerk of the Circuit Court shall have full power and authority to revoke such license for cause.

Actions against pawnbrokers.

SEC. 3. If any person shall be aggrieved by the misconduct of any such licensed pawnbroker, and shall recover judgment against him therefor, such person may, after the return unsatisfied, either in whole or in part, of any execution issued upon said judgment, maintain an action in his own name upon the bond of said pawnbroker in any Court having jurisdiction of the amount claimed: Provided, Such Court shall upon application, made for the purpose, grant such leave to prosecute such suit.

Pawnbrokers to keep book for descrip-tion of goods pawned.

Sec. 4. Every such pawnbroker shall keep a book in which shall be fairly written, at the time of such loan, an account and description of the goods, articles or things pawned or pledged, the amount of money loaned thereon, the time of pledging the same, the rate of interest to be paid on such loan, and the name and residence of the person pawning or pledging the said goods, articles or things.

To issue note

Sec. 5. Every such pawnbroker shall at the time of each describing goods pawned loan deliver to the person pawning or pledging any goods, article or thing, a memorandum or note, signed by him, containing the substance of the entry required to be made in his book by the last preceding section, and no charge shall be made or received by any pawnbroker for any such entry, memorandum or note.

Books open for inspection.

Sec. 6. The said book shall at all reasonable times be open to the inspection of the Mayor and Clerk of the Circuit Court, all Judges of the Criminal Courts, the Superintendent of Police, Police Inspectors, Captains of Police, and Police Justices of such towns or counties, or any or either of them, or of any person who shall be duly authorized in writing for that purpose by any or either of them, and who shall exhibit such written authority to such pawnbroker.

SEC. 7. No pawnbroker shall ask, demand or receive any Interest. Pledge not to greater rate of interest than that now fixed by Statute.

SEC. 8. No pawnbroker shall sell any pawn or pledge until sixty days af-ter maturity.

the same shall have remained sixty days in his possession after the maturity of the debt for which the property was pledged.

Sec. 9. The Mayor or Clerk of the Circuit Court, so licens- Penalties-how imposed. ing such pawnbroker, shall have full power and authority to impose fines and penalties, of not less than twenty-five dollars nor more than one hundred dollars, upon persons offending against any or either of the foregoing provisions, for each and every offence, excepting sections one and two, and also to suspend his or her license until the same shall be paid to him.

Sec. 10. All Acts or parts of Acts inconsistent with the pro- Repealing visions of this Act are hereby repealed.

SEC. 11. This Act shall take effect thirty days after approval. When to go Approved the 13th day of February, A. D. 1900.

No. 237.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND No. 131. AN ACT TO 'PROVIDE FOR THE ADOPTION OF LEGITIMATE CHILDREN, AND ALLOWING THEM TO INHERIT." AP-PROVED DECEMBER 24TH, 1892, APPEARING AS SECTION 2204 OF THE REVISION OF 1893, RELATING TO THE ADOP-TION OF CHILDREN, APPROVED THE 5TH DAY OF MARCH, A. D. 1806, so as to Make it Apply to Any Child or CHILDREN UNDER CERTAIN CIRCUMSTANCES.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to Sec. 2204, B. S., amended. amend an Act to provide for the adoption of legitimate children, and allowing them to inherit," approved December 24th, 1892, appearing as section 2204 of the Revision of 1893, relating to the adoption of children, approved the 5th day of March, A. D. 1896, so as to make it apply to any child or children under certain circumstances, be, and the same is hereby, amended by striking out the word "legitimate," on line 2 of the amended section, and adding proviso to said section; so that as amended the said Act shall read as follows:

"Section I. Any person or persons who may desire to adopt children, any child or children in this State, and confer upon such child change of name, &co. or children so adopted the right to inherit as the lawful child of how effected.

name of such child or children or not, shall be authorized to file his or their petition in the Court of Common Pleas for the county in which he, she or they may reside; ar 1, thereupon, the Court, upon an examination into the merits of the said petition, either in open Court or upon reference, shall be authorized to grant the prayer thereof, upon such terms as may to the Court seem proper; and, thereupon, the name of the said child or children shall be changed, if so provided in the decree of said Court, and such child or children shall be entitled to inherit from the said petitioner or petitioners as his, her or their lawful child or children: Provided, That before any hearing shall be had on said petition, the child or children so sought to be adopted, and whose name or names are sought to be changed, shall be served with a copy of said petition, and guardian ad litem for such child or children shall be appointed as in other civil actions: Provided, further, That whenever the child or an inmate of orphan house. children, whose adoption may be desired by any person or persons, in accordance with the foregoing provisions of this section, is or are an inmate or inmates of any orphan house within this State, then the petition for the adoption of such child or children hereinbefore required may be filed, and all other proceedings in reference thereto had in the Court of Common Pleas for the county in which such orphan house is situated, with like force and effect in every respect as if such petition had been filed and such proceedings had in the Court of Common Pleas for the county in which such petitioner or petitioners may Provision as reside: Provided, That no person in this State shall adopt an to adoption of illegit im a te illegitimate child unless the father and mother of such child, if children. both were unmarried at the time of its birth, could have lawfully contracted matrimonty under the Constitution and laws of this State, nor when the person seeking to adopt an illegitimate child has, at the time of filing the petition, either a lawful wife or child, unless the wife is the mother of such illegitimate child: Provided, further, That no person who adopts any

> illegitimate child shall give to such child, by deed, will or otherwise, any greater portion of his estate than is now allowed by law, unless such person has no lawful wife or issue living at the time of his death; nor shall such illegitimate child inherit, in case of intestacy, from the adopted parent any greater portion of his estate than may be given to such child by deed or will, when such intestate leaves a widow or lawful issue surviving

him: Provided, That no person in this State shall adopt an illegitimate child unless the father and mother of such child, if both were unmarried at the time of its birth, could have lawfully contracted matrimony under the Constitution and laws of this State, nor when the person seeking to adopt an illegitimate has, at the time of filing the petition, either a lawful wife or child, unless the wife is the mother of such illegitimate child: Provided, further, That no person who adopts any illegitimate child shall give to such child, by deed, will or otherwise, any greater portion of his estate than is now allowed by law, unless such person has no lawful wife or issue living at the time of his death; nor shall such illegitimate child inherit, in case of intestacy, from the adopted parent any greater portion of his estate than may be given to such child by deed or will, when such intestate leaves a widow or lawful issue surviving him."

Approved the 19th day of February, A. D. 1900.

No. 238.

AN ACT TO AMEND THE TITLE OF AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO EXEMPT CERTAIN COUNTIES HEREIN NAMED FROM THE OPERATION OF CHAPTER XXVII., TITLE X., OF THE GENERAL STAT-UTES, RELATING TO THE GENERAL STOCK LAW,' APPROVED DECEMBER 24TH, A. D. 1886," SO AS TO MAKE IT CON-FORM TO THE BODY OF THE ACT.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the title of an Act entitled "An General stock law, Act to amend an Act entitled 'An Act to exempt certain counchap. XXVII., R. S., amendties herein named from the operation of chapter XXVII., title ed. X., of the General Statutes, relating to the general stock law, approved December 24th, A. D. 1886," be amended by striking out the words, "certain counties herein named," and by inserting in lieu thereof the words, "a certain section of Berkeley County;" and by adding at the end of said title the following words, "approved December 24th, A. D. 1884, so as to extend the exemption in Berkeley County, and so as to exempt portions

of Colleton;" so that the said title, when so amended, shall read as follows: "An Act to amend an Act entitled 'An Act to exempt a certain section of Berkeley County from the operation of chapter XXVII., title X., of the General Statutes, relating to the general stock law,' approved December 24th, A. D. 1884, so as to extend the exemption in Berkeley County, and so as to exempt portions of Colleton County."

Numbering of section changed.

Sec. 2. That the numbering of section 2 of the said Act be changed to section 2a, as the original Act, of which said Act is amendatory, itself contains section numbered 2.

Intention of ame n d m e n t declared.

Sec. 3. That this Act is not intended to repeal or to modify any intervening amendment to the Act the title of which is hereby amended, but is intended simply to render the title indicative of what said Act really provides as to Colleton County, and to correct a plain error in the title as to the real title intended to be therein recited and referred to.

Approved the 9th day of February, A. D. 1900.

No. 239.

No. 152. AN ACT TO AMEND SECTION FOUR OF AN ACT ENTITLED AN ACT TO REGULATE THE ADMISSION AND DISCHARGE OF PATIENTS IN THE STATE LUNATIC ASYLUM," APPROVED DECEMBER 24TH, 1884, FURTHER REGULATING THE AD-MISSION OF INEBRIATES AND SUCH PERSONS AND PROVID-ING FOR THE PAYMENT AND COLLECTION OF ADMISSION FEES OF SUCH PATIENTS.

being Act 1884,

Section 1. Be it enacted by the General Assembly of the Sec. 1795, R. State of South Carolina, That section 4 of an Act entitled "An, amended, A Act to regulate the admission and discharge of patients in the State Lunatic Asylum," approved December 24th, 1884, be, and the same is hereby, amended by inserting after the word "patients," on line 9 of said section, the following: "And no such beneficiary patient shall be admitted unless the county from which such patient comes shall, at the time of admission and as a prerequisite thereto, pay to the said Superintendent two months board (\$41.60) in advance; and if the said county shall fail to pay subsequent claims for board for such patient as

they shall fall due, to wit: at the beginning of each month, then the Superintendent of the Asylum shall have the right, and it shall be his duty, to file the account therefor as other claims are filed with the Board of County Commissioners; and if they refuse to approve and pay the same, to take legal steps to enforce the approval and payment of the same; said account to be made out in favor of the Board of Regents of the State Hospital for the Insane, in whose name such proceedings shall be had;" so that said section, when so amended, shall read as follows:

Inebriates to

Section 4. Inebriates or persons addicted to the opium or Inebriates to be received chloral habit shall not be received in the Asylum for treatment, only as pay i unless they are dangerous or violent; and should any Probate tions as to. Judge, Circuit Judge, or Board of County Commissioners commit such a person who is a beneficiary, the Board of County Commissioners of the respective counties from which such persons are sent, shall pay to the Superintendent or Treasurer of the Asylum, for the maintainance of said beneficiary, the same sum upon the same terms required for pay patients; and no such beneficiary patient shall be admitted unless the county from which such patient comes shall, at the time of admission and as a prerequisite thereto, pay to the said Superintendent two months board (\$41.60) in advance; and if the said county shall fail to pay subsequent claims for board for such patients as they shall fall due, to wit: at the beginning of each month, then the Superintendent of the Asylum shall have the right, and it shall be his duty, to file the account therefor as other claims are filed with the Board of County Commissioners; and if they refuse to approve and pay the same, to take legal steps to enforce the approval and payment of same; said account to be made out in favor of the Board of Regents of the State Hospital for the Insane, in whose name such proceedings shall be had: Provided, however, That any inebriate or person addicted to the opium or chloral habit, voluntarily making application to be admitted into the Asylum for treatment, may, at the discretion of the Board of Regents, be received as a pay patient; but no such person shall be received or retained in the Asylum when the accommodations provided for patients shall be inadequate for the proper care and treatment of lunatics and others lawfully committed to the Asylum.

Approved the 19th day of February, A. D. 1900.

No. 240.

AN ACT TO AMEND TITLE XI., CHAPTER XXXVI., ARTICLE No. 57. 3, STATUTES OF 1893, BY INSERTING ANOTHER SECTION, TO BE KNOWN AS SECTION 1323A, FIXING THE WEIGHT OF A BUSHEL OF BOLTED CORN MEAL.

Section 1. Be it enacted by the General Assembly of the Weight of State of South Carolina, That from and after the first day of bushel of bolted corn meal. March, 1900, it shall be unlawful for any person, firm, company or corporation to sell or offer for sale within the limits of the State of South Carolina, unbolted corn meal of less weight than at the rate of forty-eight pounds per bushel, and bolted corn meal at the rate of forty-six pounds per bushel. Any person violating this law shall be fined fifty dollars, or be imprisoned for the term of thirty days. The weight of bushel of bolted corn meal shall be forty-six pounds.

Approved the 17th day of February, A. D. 1900.

No. 241.

AN ACT TO AMEND SECTION 2 OF AN ACT ENTITLED "AN No. 46. ACT TO PROVIDE FOR THE ELECTION OF PUBLIC COTTON Weighers, and to Provide for their Compensation." APPROVED OTH OF MARCH, 1806, BY FIXING COMPENSA-TION OF SUCH OFFICER IN THE COUNTY OF FLORENCE AT NOT MORE THAN .06 CENTS PER BALE.

SECTION I. Be it enacted by the General Assembly of the Act 1896, 57, State of South Carolina, That section 2 of an Act entitled "An Act to provide for the election of public cotton weighers, and to provide for their compensation," approved the 9th March, A. D. 1896, be, and the same is hereby, amended by adding to said section the following proviso, to wit: Provided, That such weigher in the County of Florence shall receive as compensation for his services not more than six (.06) cents for each bale weighed by him, and to be paid as herein provided; so that said Cotton section, when so amended, shall read as follows:

Section 2. Before entering upon the duties of his office, each compensation cotton weigher shall be legally sworn to discharge the duties

of the position, by some officer authorized to administer oaths, and shall enter into bond in the sum of three hundred dollars for the faithful performance of his duty, which bond shall be approved by the County Board of Commissioners, and filed with the Clerk of the Court of Common Pleas and General Sessions for the county in which said cotton market or markets may be situated. Each weigher shall receive as compensation for his services not more than ten cents for each bale weighed by him, to be fixed by the Commissioners, the same to be paid in equal proportion by the seller and buyer, except in those markets where the weigher may be paid by individuals or corporations, at which markets the seller shall pay nothing: Provided, That such weigher in the County of Florence shall receive as compensation for his services not more than six (.06) cents for each bale weighed by him, and to be paid as herein provided.

Approved the 13th day of February, A. D. 1900.

No. 242.

AN ACT TO FURTHER AMEND SECTION 4 OF AN ACT EN-TITLED "AN ACT TO REDUCE THE REQUIRED HEIGHT OF A LAWFUL FENCE, AND TO PUNISH PERSONS FAILING TO MAINTAIN LAWFUL FENCES WHEN ANY STOCK SHALL Cross the Same," Approved the 2D Day of March, 1896, AS AMENDED BY ACT APPROVED 17TH FEBRUARY, 1807, AND BY ACT APPROVED 19TH FEBRUARY, 1898, SO AS TO CORRECT ERRORS IN THE SAID AMENDATORY ACTS.

SECTION I. Be it enacted by the General Assembly of the ish persons failing to maintain lawful fences when any stock shall cross the same," approved 2d March, 1896, as amended by Act approved 17th February, 1897, and as amended by Act approved 10th February, 1898, be, and said section 4 is hereby, further amended, by striking out the words, "Provided. This Act shall not take effect until January the first, 1897;" so that the said section, when so amended, shall read as follows:

A. D. 1900.

Only to apply to certain counties.

Section 4. That all Acts and parts of Acts inconsistent with this Act are hereby repealed: *Provided*, The provisions of this Act shall only apply to the Counties of Dorchester, Berkeley and Horry.

Approved the 9th day of February, A. D. 1900.

No. 243.

No. 29. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ELECTION OF A STATE BOARD OF CONTROL, AND TO FURTHER REGULATE THE SALE, USE, CONSUMPTION, TRANSPORTATION AND DISPOSITION OF INTOXICATING AND Alcoholic Liouors or Liouids in the State, and Pre-SCRIBE FURTHER PENALTIES FOR THE VIOLATION OF THE DISPENSARY LAWS, AND TO POLICE THE SAME," APPROVED MARCH 6, 1806, AND TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN AN ACT ENTITLED 'AN ACT TO PRO-VIDE FOR THE ELECTION OF A STATE BOARD OF CONTROL. AND TO FURTHER REGULATE THE SALE, USE, CONSUMP-TION. TRANSPORTATION AND DISPOSITION OF INTOXICAT-ING AND ALCOHOLIC LIQUORS OR LIQUIDS IN THE STATE. AND PRESCRIBE PENALTIES FOR VIOLATION OF THE DIS-PENSARY LAWS, AND TO POLICE THE SAME,' APPROVED MARCH 6TH, 1896, SO AS TO REGULATE THE IMPORTATION OF LIQUORS FOR PERSONAL USE," APPROVED MARCH 6, 1807, BY ABOLISHING THE STATE BOARD OF CONTROL, AND BY DEVOLVING THEIR DUTIES ON OTHER OFFICERS NAMED IN THIS ACT. BY PROVIDING FOR THE ELECTION OF A DIS-PENSARY COMMISSIONER, AND BY DEFINING HIS DUTIES AND POWERS, BY PROVIDING FOR THE PURCHASE AND SALE OF LIQUORS, THE BONDING OF STATE CONSTABLES, THE PUNISHMENT FOR VIOLATIONS OF THE DISPENSARY LAWS. AND BY MAKING OTHER AMENDMENTS TO SAID ACTS.

Dispensary Law amended, Act 1896, 128.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to provide for the election of a State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in the State,

and to prescribe further penalties for violation of the Dispensary Law, and to police the same," approved March 6, 1896, and an Act entitled "An Act to amend an Act entitled 'An Act to provide for the election of a State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in the State, and prescribe penalties for violation of the Dispensary Law, and to police the same,' approved March 6th, 1896, so as to regulate the importation of liquors for personal use," approved March 5th, 1897, be amended as hereinafter set forth.

Sec. 2. That the State Board of Control is hereby abolished. of Control abolished. SEC. 3. A Board consisting of three members, we be small be barely directors of the State Dispensary, is hereby Directors ore ated; election of the State Dispensary at the bareinafter de- of: Sec. 3. A Board consisting of three members, to be known established, whose duties and powers shall be hereinafter de- of; term office, &c. fined. The members of said Board shall be men of good moral character, not addicted to the use of intoxicating liquors as a beverage, and shall be elected by the General Assembly in joint session as follows: The Chairman of the Board shall be first elected, and then shall be elected the two remaining members. The term of office of the members of said Board shall be for two years, unless sooner removed by the Governor; they shall qualify and be commissioned in the same manner as other State officers. In the event of vacancy on said Board by death, resignation or otherwise, such vacancy shall be filled by appointment by the Governor, until the next session of the General Assembly, when an election shall be held to fill said vacancy for the unexpired term. Each member of the said Board shall receive for his services the same per diem and mileage allowed to members of the General Assembly: Provided. That no member of said Board shall receive per diem for more than one hundred days in any fiscal year. The said Board shall devise such a system of book-keeping and accounting as it may deem The said Board shall prescribe all rules and regulations, not inconsistent with law, for the government of the State Dispensary and the County Dispensaries. The General Assembly shall, at the present session, upon the approval of this Act, elect the members of said Board, as provided for in this section: Provided, That no member of this Board of Directors, while holding this office, shall become a candidate for any other office.

SEC. 4. A Dispensary Commissioner shall be elected by the Commission-General Assembly, who shall hold his office for the term of two office.

A. D. 1900.

years, and until his successor shall be elected and qualified, and who shall receive an annual salary of three thousand dollars, to be paid as now provided by law. The Governor shall have the right at any time to suspend the said Commissioner for any cause which he shall consider sufficient until the next meeting of the General Assembly, and appoint some suitable person to fill such vacancy during said suspension. In case of the removal of said Commissioner by the Governor, he shall, on the first day of the next meeting of the Legislature, make a report to said General Assembly, stating the reason for his action, which action, if approved by the General Assembly, shall operate as a removal, and the General Assembly shall elect a successor to said Commissioner. In case of death, suspension or other disability of the Commissioner, the Governor shall have the right to appoint a successor to fill said vacancy until the Duties of and next meeting of the General Assembly. Said Directors of the of the Direct Dispensary, shall, within thirty days after the approval of this Act by the Governor, and thereafter quarterly, advertise in two or more daily newspapers of this State, and one or more daily newspaper published without this State, for bids to be made by parties desiring to furnish liquor to the Dispensary for said Purchases of quarter. Said bids shall be placed in an envelope, securely sealed with the seal of the company, firm or corporation, and having been so sealed, shall be placed in the Express Office, directed to the State Treasurer, Columbia, S. C.; and only one bid shall be made by any one, which shall state the quality, price and chemical analysis thereof, and accompanying said bids there shall be a sample of each kind of liquor offered for sale, containing not more than one-half pint each, which sample shall, on its arrival, be delivered to the Dispensary Commissioner, to be retained by him until after it has been ascertained that the wines or liquors purchased correspond in all respects with that purchased; said samples to be the property of the State. Said bids shall be kept by the State Treasurer in his office, and he shall not himself, or allow any one to inspect said bids, or the envelopes containing said bids, but shall deliver said bids to the Directors of the Dispensary, at a meeting of the Board of Directors, who shall open said bids in public, and record all said bids in a book, kept for that purpose. Directors of the Dispensary may reject any and all bids, and readvertise for other bids. Said Directors of the Dispensary shall purchase all alcoholic liquors for lawful use in this State,

liquors, how made, &c.

and shall have the same tested and declared to be chemically pure; and if the wines and liquors purchased fail to correspond in any respect with the samples furnished, the seller thereof shall forfeit to the State a sum not exceeding the value of said liquor, to be recovered in an action brought by the State against such seller: and said contract shall be awarded to the lowest responsible bidder, for such quantities and kinds of liquors as may be deemed necessary to the Dispensary for the quarter, and said contracts shall further provide that the Directors of the Dispensary may order additional quantities of liquors sufficient to supply the Dispensary, should there be need of more, from the same persons or corporations, at the same price, for that quarter. Said Directors shall require from the successful bidder or bidders such bond, in such sum as they may deem necessary, to insure the compliance of said bidder or bidders with the terms of said contract: Provided, That the said Directors of the Dispensary shall not purchase any liquor of any person, firm or corporation, who shall solicit any orders, either by drummer, agents, samples or otherwise, except as hereinbefore provided. The fiscal year of the transactions of the State Dispensary shall end on the 30th day of November each year. The Governor of the State shall appoint, not later Examination than the 15th day of December in each year, two (2) expert of books of. accountants, of good character and of high standing in their profession, who shall make a thorough examination of the books of account, trial balances and balance sheet of the Dispensary for the year ending November 30th, together with all bills, vouchers and any and all evidences of receipt and expenditures whatsoever, and they shall certify to the General Assembly, in writing, at the beginning of the regular session in January of each year, the result of such examination. certificate to be in addition to the annual report of the Board of Directors. The accountants so named by the Governor of the State each shall receive for his services (\$4) four dollars per day, for not exceeding thirty days in any one year, to be paid from the earnings of the Dispensary. The Commissioner and the members of the Board of Directors are hereby directed and commanded to give to the accountants appointed by the Governor free and full access to all books of accounts, trial balances, balance sheets, and every and all books, invoices, receipts, bank books, and every and all papers connected with the financial operations of the Dispensary: Provided, further,

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That nothing herein contained shall prevent said Directors of the Dispensary from making distillers in this State contracts for the purchase of liquors manufactured by them within this State.

Bond of Commissioner.

Sec. 5. The Dispensary Commissioner shall, before entering upon the duties of his office, execute a bond to the State of South Carolina in the sum of seventy-five thousand dollars, which bond shall be approved by the Attorney General of the State, according to the provisions of the law as now provided, or which may be hereinafter enacted, and for the faithful observance of all rules and regulations made and adopted by the Directors of the Dispensary during his term of office; said Commissioner shall be charged with the management and control of the State Dispensary, subject to the rules and regulations of said Directors of the Dispensary and the provisions of the Dispensary Law; said Commissioner shall enter into contracts, employ all assistants and help necessary to manage the State Dispensary, at salaries not to exceed those fixed by the Directors of the Dispensary; said Commissioner may discharge any of the employees at pleasure, and report his reasons therefor in writing to the Directors of the Dispensary: Provided. That said Dispensary Commissioner shall not employ any person who is related to him or any member of the Directors of the Dispensary by blood or marriage within the sixth degree: Provided, further, That the liquor sold to the County Dispensers shall be sold at a profit of not over ten per cent. of the cost to the State.

County Boards of Control.

Sec. 6. That the County Boards of Control be appointed by the Board of State Directors in the manner now provided by law, by and with the advice and consent of the members of the Senate and House of Representatives from the respective counties, or a majority thereof; the County Dispensers shall be elected by the County Boards of Control: Provided, That no person shall be elected County Dispenser or Clerk, who is related within the sixth degree by blood or marriage with any member of the Board of Directors of the State Dispensary, with the Dispensary Commissioner, or with any member of the County Board of Control by whom such County Dispenser or Clerk are to be elected.

Constables

Sec. 7. All Constables appointed under the provisions of the appointed under Dispensa-"Act to provide for the election of a State Board of Control, and to further regulate the sale, use, consumption, transportation and disposition of intoxicating and alcoholic liquors or liquids in the State, and prescribe penalties for violation of Dispensary laws, and to police the same," approved March 6th, 1896, and Acts amendatory thereof, shall, before entering upon the duties of their office, and in case such Constables shall have been already appointed, then within thirty days from the passage of this Act, each give bond to the State in the sum of five hundred dollars, with surety or sureties to be approved by the Attorney General, conditioned for the faithful performance of the duties of his office; and in case of the breach of said bond, suit may be brought thereon by any person aggrieved thereby, either in the county where any of the obligors reside or in any county where said breach may have occurred: Provided, That the Governor shall report all such appointments to the General Assembly at next ensuing session, giving the date and term of service thereof.

A. D. 1900.

Sec. 8. It shall be unlawful for the State Commissioner, or any officer or employee of the State Dispensary, or any County or misleading labels a mis-Dispenser or his Clerk, to put any false or misleading label on demeanor. any package of liquor to be sold under the provisions of this Act, or to receive any samples for personal use, or to drink or to give away any liquors in stock; and any person found guilty of violating any provisions of this section shall, upon conviction in any Court of competent jurisdiction, be punished by a fine of not less than one hundred dollars (\$100) or by imprisonment for not less than three months, and such conviction shall work a forfeiture of the office or position held by such person.

SEC. 9. The State Board of Control shall, within ten days of Control to after the approval of this Act, on demand, deliver to the said turn over. Directors of the Dispensary, all books, accounts and property, of every nature and kind whatsoever.

Sec. 10. All Acts and parts of Acts inconsistent with the provisions of this Act be, and are hereby, repealed.

SEC. 11. That all Acts relating to the sale, use, consumption, SEC. II. That all Acts relating to the sale, use, consumption, Re-enact-transportation and disposition of intoxicating liquors, now of Acts not in force in this State, except such as are in conflict with this Act, be, and the same are hereby, re-enacted and declared to be in full force and effect.

SEC. 12. This Act shall go into effect immediately upon its When Act to go into effect. approval by the Governor.

Approved the 13th day of February, A. D. 1900.

No. 244.

No. 150. AN ACT to Prescribe the Form of Dispensers' Bonds, and TO PROVIDE FOR THE ENFORCEMENT THEREOF.

Section 1. Be it enacted by the General Assembly of the Bonds of State of South Carolina, That from and after the approval of County Disthis Act, County Dispensers shall be required to give bonds in pensers. the form prescribed in section 504 of the Revised Statutes of 1803: Provided. That the obligors shall be liable for all attorney's fees incurred in the collection of any shortgage covered by such bonds.

Sec. 2. The Attorney General is hereby authorized, in case employ assist he deems it necessary, to employ assistant counsel in all cases ant counsel to enforcement of said bonds and the collection of the penalties thereunder; the compensation of said assistant counsel shall be paid out of the sums recovered in such actions on such bonds.

Approved the 19th day of February, A. D. 1900.

No. 245.

AN ACT TO REQUIRE THE KEEPING OF A RECORD AND REPORT No. 60. OF CRIMINAL STATISTICS.

Section 1. Be it enacted by the General Assembly of the ulerk of State of South Carolina, That each Clerk of the Court of Gen-Court to keep record of all eral Sessions shall keep a record, and report annually to the persons for crime. Attorney General and the Solicitor of his Circuit, in duplicate, by the 10th day of December, on blank forms to be furnished by the Attorney General, the name, race, sex, age, alleged crime, of every person brought to trial in his Court for the year ending December 1st; and in case of his failure to make said report within the time herein limited, he shall forfeit to the county ten dollars as a penalty for each day's delay in making such report, to be recovered by the Solicitor of the Circuit by an action in any Court of competent jurisdiction.

Approved the 17th day of February, A. D. 1900.

No. 246.

A. D. 1900.

AN ACT TO ESTABLISH A REFORMATORY IN CONNECTION WITH THE STATE PENITENTIARY.

No. 128.

Whereas. It is deemed advisable that there shall be a State Reformatory in this State for the custody and confinement of criminals under the age of sixteen years; therefore,

Preamble.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Board of Directors and Penitentiary Superintendent of the State Penitentiary are hereby authorized Lexington and required to set apart so much of the State farm in the Reformatory. County of Lexington as may be necessary for such Reformatory. They shall also provide suitable buildings and stockade for the safe-keeping and comfort of persons sentenced thereto.

SEC. 2. The Superintendent of the Penitentiary is authorized What monto use any money on hand, or that may accrue out of the profits used for said of the State Penitentiary, to defray the expenses incurred in providing such buildings and stockade and other appurtenances to the State Reformatory Farm.

purpose.

SEC. 3. He shall also appoint, as Warden or Overseer, a per- Warden or son who, from practical experience, possesses the ability and appointed. qualifications necessary to successfully carry on the industries of the Reformatory, and to enforce and maintain proper discipline therein, and shall remove the same at will. Salary of the Warden shall be paid out of the profits of the State Penitentiary.

SEC. 4. The Board of Directors and Superintendent of the Rules for Penitentiary shall make rules and regulations for the government of the Reformatory.

SEC. 5. The Superintendent of the Penitentiary shall place in Who shall be the Reformatory all male criminals, under sixteen years of age, formatory. who shall be legally sentenced to said Reformatory on conviction of any criminal offence in any Court having jurisdiction thereof and punishable by imprisonment in the State Penitentiary. He shall also remove all such convicts now in the Penitentiary as soon as existing circumstances will allow. discipline to be observed in the said prison shall be reformatory, and the Warden shall have power to use such means of reformation, consistent with the improvement of the inmates, as may be prescribed by the Board and Superintendent. Superintendent shall provide for the instruction of the inmates

in morals as well as useful labor. The white convicts shall be kept and employed separately from the colored convicts. Approved the 19th day of February, A. D. 1900.

No. 247.

AN ACT TO Provide for Reporting Infectious and Con-No. 50. TAGIOUS DISEASES.

tagious

Section 1. Be it enacted by the General Assembly of the Township State of South Carolina, It shall be the duty of the Township Report infections and of Assessors, immediately upon their knowledge of the tious and contagious dis-presence of any infectious or contagious disease within his township, to report the same to the Secretary of the State Board of Health, giving all information with regard to the nature of the disease that he is able to procure; and any Township Assessor refusing or neglecting to comply with the requirements of this section shall be fined not less than ten dollars nor more than twenty-five dollars, to be recovered in any Court of competent jurisdiction.

Approved the 17th day of February, A. D. 1900.

No. 248.

AN ACT TO PREVENT THE SPREAD OF FOREST FIRES. No. 4.

Section 1. Be it enacted by the General Assembly of the Township State of South Carolina, That in case of forest fires occurring Assessors may in any county, it shall be the duty of every member of the sons to extin. Township Boards of Assessors, in whose township the fire fires. occurs, to immediately call out, through a warner appointed by him, as many persons as they may deem necessary, subject to road duty, for the purpose of extinguishing such fires.

Refusal to Sec. 2. That any person refusing to obey such call immedi-obey call works a pen ately upon notice, shall be subject to the same penalties as now Sec. 2. That any person refusing to obey such call immediprovided in cases of refusals to work upon the public roads.

Sec. 3. Persons so warned and working as provided in section 2 of this Act, shall have the time he has so labored deducted from the time he is required by law to labor on public accounted for on roads.

Time to public road.

Approved the 9th day of February, 1900.

No. 249.

AN ACT Making the Failure to Return Boats, Flats or Tools Entrusted to any Person for the Purpose of MINING OR GATHERING PHOSPHATE ROCK, WITHIN TWO DAYS AFTER BEING REQUIRED BY THE OWNER SO TO DO, A MISDEMEANOR.

No. 52.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, Any person being entrusted with any Failure to return boat, boat, flat or tools for gathering phosphate rock, by the owner used for minthereof, for the purpose of mining or gathering phosphate rock, a misdemeanwho shall fail to return same to the owner within two days after or. being required by such owner so to do, shall be guilty of a misdemeanor, and, upon conviction thereof before a Court of competent jurisdiction, shall be fined in the sum of not more than fifty dollars, or imprisoned not more than thirty days, in the discretion of the Court: Provided, It shall be a complete defense to any indictment or prosecution instituted under this Act, if the defendant shall make it appear that his or her failure to return the said property was due to his or her inability so to return the same, such inability not being the result of the defendant's act, or that the agreed time in which such property was to be returned had not expired at the time of his or her failure to return the same.

Approved the 17th day of February, A. D. 1900.

No. 250.

AN ACT TO FURTHER PROTECT WATER WORKS, SEWERS AND No. 54. DRAINS OF CITIES AND TOWNS.

with sewers prohibited.

Section 1. Be it enacted by the General Assembly of the Interference State of South Carolina, That on and after the approval of this Act. no person shall turn, remove, raise, or in any manner tamper with any cover of any man-hole, filter, bed or other appurtenance of any public sewer, without a written permit from the proper authorities of such works; and no person except those engaged by the proper authorities shall enter any public sewer without a special written permit.

Damages to prohibited.

Sec. 2. And no person shall, either within or without any city or town, obstruct, damage or injure any pipe, ditch, drain, filter, beds or appurtenance of any water works, sewerage or drainage of any such city or town.

Penalty for violation.

Sec. 3. Every person violating the provisions of this Act, shall, upon conviction, be deemed guilty of a misdemeanor, and be subject to a fine not to exceed one hundred dollars, or imprisonment for thirty days.

Approved the 17th day of February, A. D. 1900.

No. 251.

No. 105. AN ACT TO AMEND SECTION I OF AN ACT ENTITLED "AN PROHIBITING THE CARRYING OF WEAPONS, PROVIDING A PENALTY THEREFOR, AND INCOR-PORATING A COUNT FOR THE VIOLATION OF THE SAME IN INDICTMENTS FOR MURDER, MANSLAUGHTER, ASSAULT AND ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED NATURE, ASSAULT AND ASSAULT AND BATTERY WITH IN-TENT TO KILL, AND IN EVERY CASE WHERE THE CRIME IS CHARGED TO HAVE BEEN COMMITTED WITH A DEADLY WEAPON," APPROVED THE 17TH DAY OF FEBRUARY, A. D. 1897, SO AS TO EXCEPT PEACE OFFICERS IN THE ACTUAL DISCHARGE OF THEIR DUTIES AS PEACE OFFICERS, FROM THE PROVISIONS THEREOF.

Act of 1897, XXII., 428, relating to car. State of South Carolina, That section I of an Act entitled "An rying conceal." Act prohibiting the carrying of concealed weapons, providing amended.

a penalty therefor, and incorporating a count for the violation of the same in indictments for murder, manslaughter, assault and assault and battery of a high and aggravated nature, assault and assault and battery with intent to kill, and in every case where the crime is charged to have been committed with a deadly weapon," approved the 17th day of February, A. D. 1897, be, and the same is hereby, amended by adding thereto, at the end of said section, the following words: "or peace officers in the actual discharge of their duties as peace officers;" so that said section, amended, shall read as follows:

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That any person carrying a pistol, dirk, slingshot, metal knuckles, razor, or other deadly weapon weapons a misdemeanor. usually used for the infliction of personal injury, concealed about his person, shall be guilty of a misdemeanor, and, upon conviction thereof before a Court of competent jurisdiction, shall forfeit to the county the weapon so carried concealed, and be fined in the sum of not more than one hundred dollars and not less than twenty dollars, or imprisoned not more than thirty nor less than ten days, in the discretion of the Court. ing herein contained shall be construed to apply to persons carrying concealed wepons upon their own premises, or peace officers in the actual discharge of their duties as peace officers.

Approved the 19th day of February, A. D. 1900.

A. D. 1900.

No. 252.

AN ACT to Require the Burning or Burial of Any Dead SWINE, WHENEVER DEATH SHALL RESULT FROM ANY "Natural Cause," and to Provide a Penalty for any FAILURE SO TO DO.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That whenever any swine shall die Swine dying from any natural cause whatever, the owner or owners of such cause, to be dead swine, upon notice thereof, shall immediately burn or bury, or cause to be burned or buried, such dead swine, and when buried it shall be put not less than three feet under the ground.

A. D. 1900. Punishment for violations

SEC. 2. That the owner or owners of any dead swine, who shall violate the provisions of the preceding section, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum of not more than ten dollars nor less than five dollars, or be imprisoned for a period of not more than thirty days.

Approved the 19th day of February, A. D. 1900.

No. 253.

No. 97. AN ACT to Amend Section 1275 (1180) of Vol. 1, Revised STATUTES, 1893.

Section 1. Be it enacted by the General Assembly of the Sec. 1275, R. State of South Carolina, That section 1275 (1180), of vol. I, S., amended. Revised Statutes, 1893, be, and the same is hereby, amended by inserting on line 2, after the word "Counties," the following: "Obstructing the same by throwing any timber or other material therein, or erecting any dam across any such stream whereby the fall in such stream is lessened and the flow of water and sand is obstructed, or the land along said stream above such obstruction is damaged, or the health of the community is endangered, or having erected any such obstructions and refusing to remove the same within eight and forty hours after notice by any one to do so;" so that said section, when amended, shall read as follows:

Obstructions

Section 1275 (1180). The cutting or felling trees across or of streams a misdemeanor into any of the running streams of said Counties, obstructing the same by throwing any timber or other materials therein, or erecting any dam across any such stream whereby the fall in such stream is lessened and the flow of water and sand is obstructed, or the land along said stream above such obstruction is damaged, or the health of the community is endangered, or having erected any such obstructions and refusing to remove the same within eight and forty hours after notice by any one to do so, shall be deemed a misdemeanor, and any person so convicted shall be punished by a fine of not less than five nor more than twenty-five dollars, or imprisonment for not less than ten nor more than thirty days, at the discretion of the Court:

Provided. That nothing contained in this section shall apply to the construction of mill dams, or dams for the purpose of generating power for any purpose.

A. D. 1900.

Approved the 19th day of February, A. D. 1900.

No. 254.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PREVENT Drunkenness and Shooting Upon the Highway," APPROVED 3D MARCH, 1899, MAKING THE SAME MORE SFECIFIC.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to pre- Act of 1899, vent drunkenness and shooting upon the highway," be, and amended. the same is hereby, amended by striking out after the word "conduct," on line 3 thereof the words "under the influence of intoxicating liquors, or while feigning to be under the influence of such liquors, or;" and after the word "excuse," strike out the word "shall," and inserting the words after "shall," on line 2, the words "without just cause or excuse, or while under the influence, or feigning to be under the influence, of intoxicating liquors;" so that said Act, when so amended, shall read as follows: That any person who shall, without just cause or excuse, or while under the influence, or feigning to be under conduct on the influence, of intoxicating liquors, engage in any boisterous way a misdemeanor. conduct, or who shall, without just cause or excuse, discharge any gun, pistol or other firearm while upon or within fifty yards of any public road or highway, except upon his own premises, shall be guilty of a misdemeanor, and, upon conviction thereof, shall pay a fine of not more than one hundred dollars, or be imprisoned for not more than thirty days.

Approved the 19th day of February, A. D. 1900.

No. 255.

No. 11. AN ACT to Amend Section 431, Volume 2, Revised Statutes of 1893, so as to Prohibit Sale and Shipping of Partridges for Five Years.

Sec. 481, C. State of South Carolina, That section 431, volume 2, Revised Statutes 1893 (Criminal Statutes), be amended by inserting between the word "partridge" and the word "any," on line 3, the following: "and it shall be unlawful for any person to sell, offer for sale, or ship or export for sale, any partridge or quail for the space of five years from the approval of this Act: Provided, Nothing in this Act shall prevent importations for sale of any partridge or quail;" so that the said section, when so amended, shall read as follows:

Netting or trapping partridges on lands of others prohibited.

Section 431. It shall not be lawful for any person, except upon his own lands, or upon the lands of another with the consent of the owner thereof, to net or trap a partridge, and it shall be unlawful for any person to sell, offer for sale, or ship or export for sale, any partridge or quail for the space of five years from the approval of this Act: *Provided*, That nothing in this Act shall prevent the importation for sale of any partridge or quail. Any person violating this section shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not exceeding thirty dollars, or by imprisonment in the county jail for a term not exceeding thirty days.

Approved the 9th day of February, A. D. 1900.

No. 256.

No. 111. AN ACT to Regulate the Catching, Gathering, Sale, Export or Canning of Oysters, Clams and Terrapins, to Declare the Law in Reference thereto, and to Abolish the Office of Terrapin Inspector, as Herein Provided.

Unlawful to SECTION I. Be it enacted by the General Assembly of the gather oysters or clams with State of South Carolina, That from and after approval of this out a license, except upon Act, it shall not be lawful to engage in the business of gathering one's own oysters or clams, or catching terrapins within the limits of this

State, except as provided in section 9 of this Act, for export or sale beyond this State, or to export, carry for sale or sell from this State any oysters, clams or terrapins, gathered or caught within this State, without first procuring a license so to do from the Treasurer of the county in which such business is intended to be engaged in; and said Treasurer is hereby authorized and required to issue such license upon the payment to him therefor, for the use of the county, of ten dollars for each and every boat, flat or lighter engaged in the business of gathering oysters for export, or exporting oysters beyond the limits of this State, of five tons burden or under, and two dollars for each ton of burden, and each license so granted shall be numbered by the Treasurer granting same; and the persons charged with the enforcement of this Act shall number each boat, flat or lighter, with the same number appearing upon the license granted by the Treasurer for said boat, flat or lighter; twenty-five dollars for each person engaged in the business of exporting clams, and two hundred dollars for each person engaged in the business of exporting terrapins, and ten dollars for each person engaged in the business of catching terrapins for sale in this State. said licenses shall run for one year from the date thereof, but it shall not authorize the holder thereof or protect him in carrying on such business within the period now provided by law prohibiting the catching of terrapins: Provided, That nothing contained herein shall prohibit any land-owner from carrying on or authorizing to be carried on said business in oysters, clams or terrapins, caught or gathered from within the boundaries of his own land: Provided, further, That nothing herein contained shall prohibit any person or corporation from operating factories within the State for the canning of oysters or clams for sale either within or without the State, or from gathering or purchasing ovsters or clams for that purpose, who shall pay a license fee of one hundred dollars per annum to the Treasurer of the county where the canning factory is located, for each canning factory.

SEC. 2. That it shall be unlawful and a violation of this Act Use of dredge or small seine to use any dredge for the purpose of gathering oysters, or to prohibited. use any seine of a smaller mesh than 5 3-4 inches for the purpose of catching terrapins.

SEC. 3. That the having of terrapins or a terrapin seine in What shall be prima facte any boat, where the owner or manager of said boat has not olations. taken out a license to catch terrapins, or of a terrapin seine of a

smaller mesh than 5 3-4 inches, whether the owner or manager of said boat has taken out a license to gather terrapins or not, shall be prima facie evidence of the violation of this Act, and the persons charged with the enforcement of this Act shall have the right to arrest such person or persons, without first procuring a warrant, and take such person or persons to the nearest Magistrate and there swear out the proper arrest warrant.

Who may ar-rest for violations of.

SEC. 4. That the persons charged with the enforcement of this Act shall have the right, without warrant, to arrest any person or persons who has or have in his, her or their possession any ovsters, clams or terrapins, in violation of this Act, and take such person or persons to the nearest Magistrate and swear out the proper arrest warrant. The unlawful possession of such oysters, clams or terrapins shall be prima facie evidence of guilt, and if such person or persons is or are held for trial by the Magistrate conducting the preliminary examination, the said Magistrate shall issue an order for the release of the terrapins and the dumping of the oysters and clams.

County Supervisors to enforce the County Board of Commissioners of each county shall be charged with the enforcement of this Act in their respective counties, and shall have the right to appoint such assistants as may be necessary, at his own expense, to aid him in the enforcement of this Act, and shall receive as compensation twenty per cent. of the licenses and fines paid to the county under this Act, not to exceed in any one year the sum of two hundred dollars.

Office of Terrapin Inspector abolished.

Sec. 6. That the office of Terrapin Inspector be, and the same is hereby, abolished, and that the persons charged with the enforcement of this Act be, and they are hereby, invested with all of the powers and duties of such officer.

Violations declared misdemeanors.

Sec. 7. That any person who shall violate any of the provisions of this Act shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined not more than \$500, or imprisoned for a period of not more than one year, in the discretion of the Court, one-half of the fine to go to the informer.

Disposition

Sec. 8. That all license fees for carrying on the oyster, clam of license fees and terrapin business, and all penalties collected for violating the oyster, clam and terrapin laws, after the payment of onehalf of said penalties to the informer, shall go to the county in

Special provisions for which the license is granted or penalty imposed.

Charleston and Georgetown, the town Counties of Charleston and Georgetown, the town Counties.

rapins and oysters, shall not be affected by anything in this Act contained, save and except that the law then and there of force with regard to oysters shall also apply to clams in all respects as though the word clams were specially inserted and mentioned after the word ovsters in any Act of force in said counties before the approval of this Act.

A. D. 1900.

SEC. 10. That all Acts and parts of Acts inconsistent here- Repealing clause. with are hereby repealed, and that this Act shall take effect from its approval by the Governor.

Approved the 10th day of February, A. D. 1900.

No. 257.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND No. 113. AN ACT ENTITLED 'AN ACT TO AMEND SECTION 1687 OF THE GENERAL STATUTES. RELATING TO THE HUNTING OF DEER,' APPROVED DECEMBER 24TH, 1886, AND EMBRACED IN SECTION 420 OF THE REVISED STATUTES, 1893, VOLUME 2," Approved oth March, 1806, so as to Extend the TIME FOR HUNTING DEER IN BEAUFORT AND FLORENCE Counties, Approved 10th February, A. D. 1800, so as TO INCLUDE HAMPTON COUNTY IN THE EXCEPTION.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to amend an Act entitled 'An Act to amend section 1687 of the General Statutes, relating to the hunting of deer,' approved December 24th, 1886, and embraced in section 420 of the Revised Statutes, 1893, volume 2," approved oth March, 1896, so as to extend the time for hunting deer in Beaufort and Florence Counties, approved 19th February, A. D. 1898, be, and the same is hereby, amended, so that as amended the said Act shall read as follows:

Section 420 (1687). It shall not be lawful for any person in unlawful to this State to kill any deer, or to worry them with dogs or other- deer within wise with intent of destroying them, between the first day of in certain January and the first day of September in any year hereafter, except in the Counties of Clarendon, Colleton, Williamsburg, Marlboro, Kershaw, Horry, Hampton, Darlington, Marion,

Beaufort, Florence and Berkeley, in which counties it shall not be lawful between the first day of February and the first day of Any person violating this section shall, upon conviction thereof, be fined not less than ten nor more than twenty dollars, or be imprisoned not less than ten nor more than twenty days, which fine, if imposed, shall be recovered before any Court of competent jurisdiction; one-half thereof shall go to the informer, and the other half thereof to the use of the said county.

Approved the 19th day of February, A. D. 1900.

No. 258.

No. 122. AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO REDUCE THE LICENSE FEE FOR TRAFFIC IN SEED COTTON TO TWENTY-FIVE DOLLARS IN CLARENDON COUNTY," AP-PROVED DECEMBER 22D, A. D. 1894, SO AS TO DEVOLVE THE DUTIES OF THE CLERK OF COURT ON THE COUNTY SUPER-VISOR.

Section 1. Be it enacted by the General Assembly of the Act of 1894, State of South Carolina, That an Act entitled "An Act to reduce the license fee for traffic in seed cotton to twenty-five dollars in Clarendon County," approved 22d day of December, A. D. 1894, be, and said Act is hereby, amended by adding thereto a section, to be known as section 2, which shall read as follows:

License to traffic in seed cotton in Clar-endon County.

Section 2. All the duties, liabilities and emoluments heretofore belonging to and devolving on the Clerk of the Court of Clarendon County in regard to the law as to the traffic in seed cotton, including the issuing of the license and receiving a fee therefor, shall belong to and devolve upon the County Supervisor of said county, whose duty it shall be, in addition to the duties heretofore performed by the Clerk of Court, to see that the law is strictly enforced throughout the county; that one-half of the penalty for violation of the law in Clarendon County, upon conviction and collection, shall be paid to the informer who brought about the prosecution and secured the conviction.

Approved the 19th day of February, A. D. 1900.

No. 259.

A. D. 1900.

AN. ACT Making it Unlawful for any Municipal Offi-CER TO TAKE A CONTRACT FOR WORK FOR THE MUNICIPAL CORPORATION OF WHICH HE IS AN OFFICER, AND TO PRO-VIDE A PENALTY FOR VIOLATIONS OF THIS ACT.

No. 77.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the passage of No municipal officer shall take a contract to perform contract with work or furnish material for the municipal corporation of which he is an officer, and no such officer shall receive any compensation on any contract for said purpose: Provided, That in cities of over thirty thousand inhabitants, such contracts may be allowed by the unanimous vote of City Council upon each specific contract, such vote to be taken by yeas and nays, and entered upon Council's Journal.

Sec. 2. That any person violating the provisions of this Act Violations a shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by fine or imprisonment, in the discretion of the Court before whom such conviction is had.

misdemeanor.

Approved the 17th day of February, A. D. 1900.

No. 260.

AN ACT to Afford Protection Against Certain Barbed No. 135. AND EDGED WIRE FENCING.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the passage of this Act, all persons or corporations building or using a barbed ed and edged or edged wire fence within fifty feet of any public highway, shall nail or place a plank or pole on or near the top of said fence: Provided. That the said plank or pole be not required, when there is such an embankment at the side of the road as shall, in the judgment of the road overseer of such road, render it safe from injury to stock traveling said road, without such plank or pole being on said fence.

Violations a misdemeanor.

SEC. 2. That all persons violating the provisions of this Act shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not exceeding one hundred dollars, or imprisonment not exceeding thirty days.

Repealing clause.

SEC. 3. That all Acts or parts of Acts in conflict with this Act be, and the same are hereby, repealed, especially the Acts on same subject approved February 21, 1894, and February 21, 1898.

Approved the 19th day of February, A. D. 1900.

No. 261.

No. 126. AN ACT to Amend an Act Entitled "An Act to Regulate the Holding of Inquests by Coroners and Trial Justices," Approved December 24th, A. D. 1894.

Section 1. Be it enacted by the General Assembly of the XXI., 815, State of South Carolina, That an Act entitled "An Act to regulate the holding of inquests by Coroners and Trial Justices," approved December 24th, A. D. 1894, be, and the same is hereby, amended by adding at the end of the section the following words, to wit: "except in the Counties of Bamberg, Charleston, Florence and Dorchester, where such requests shall be necessary;" so that said section shall read as follows:

Section I. Be it enacted by the General Assembly of the Inquests State of South Carolina, That after the approval of this Act, it shall be unlawful for any Coroner or Magistrate to hold an inquest over any dead body, except upon the written request of two reputable citizens residing in the neighborhood of where the dead body is found: Provided, That the provisions of this Act shall not apply to counties where Coroners are paid salaries, except in the Counties of Bamberg, Charleston, Florence and Dorchester, where such requests shall be necessary.

Approved the 19th day of February, A. D. 1900.

No. 262.

A. D. 1900.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO REQUIRE ALL RAILROADS AND RAILROAD COMPANIES OPERATING TRAINS AND DOING BUSINESS IN THIS STATE TO PROVIDE AND OPERATE SEPARATE COACHES, OR SEPARATE APART-MENTS IN COACHES, FOR THE ACCOMMODATION AND TRANSPORTATION OF WHITE AND COLORED PASSENGERS IN THE STATE," APPROVED THE 19TH DAY OF FEBRUARY, A. D. 1898.

No. 117.

SECTION I. Be it enacted by the General Assembly of the State of South Carolina, That the title of said Act be, and the Act of 1898, same is hereby, amended by striking out after the words "sepa-amended." rate coaches" the words "or separate apartments in coaches;" so that the same shall read as follows: "An Act to require all railroads and railroad companies operating trains and doing business in this State to provide and operate separate coaches for the accommodation and transportation of white and colored passengers in the State."

SEC. 2. That section I of said Act be, and the same is hereby, section 1 amended by striking out after the word "furnish," in said section, the words "separate apartments in first class coaches or separate first coaches;" so that the said section shall read:

"Section I. Be it enacted by the General Assembly of the Companies to State of South Carolina, That all railroads and railroad companies engaged in this State as common carriers of passengers of whites and blacks. for hire shall furnish separate coaches for the accommodation of white and colored passengers: Provided, Equal accommodations shall be supplied to all persons, without distinction of race, color or previous condition, in such coaches: Provided, further, That all first class coaches shall be provided with a compartment at each end of such coaches; said compartment shall be provided with seats for three or more persons; on one compartment shall be printed the words "For Females" and the other "For Males."

SEC. 3. That sections 2 and 6 of said Act be, and the same are hereby, repealed; so that, as amended, said Act shall read: "An amended." Act to require all railroads and railroad companies operating trains and doing business in this State to provide and operate separate coaches for the accommodation and transportation of white and colored passengers in the State.

Secs. 2 and 6

Separate coaches to be provided, with accommodations.

"Section 1. Be it enacted by the General Assembly of the State of South Carolina, That all railroads and railroad companies engaged in this State as common carriers of passengers for hire shall furnish separate coaches for the accommodation of white and colored passengers: Provided, Equal accommodations shall be supplied to all persons, without distinction of race, color or previous condition, in such coaches.

Exceptions.

"Section 2. That the provisions of this Act shall not apply to nurses on trains, nor to narrow gauge roads, or branch lines, nor roads under forty miles in length, or to relief trains in case of accident, or to through vestibule trains not intended or used for local travel, nor to regular freight trains with a passenger coach attached for local travel, nor to officers or guards transporting prisoners, nor to prisoners or lunatics being so transported.

Passenger rates.

"Section 3. That sixty days after the approval of this Act, the rate for transportation of passengers on all railroads to which the provisions of this Act shall apply shall not exceed three cents per mile for every mile traveled; and such railroads shall not be required to have second class coaches or to sell second class tickets.

Penalty for officer or employee violation 4. That it shall be unlawful for the officers or employee violating. "Section 4. That it shall be unlawful for the officers or employee having charge of such railroad cars as are provided for by this Act to allow or permit white and colored passengers to occupy the same car except as herein permitted and allowed; and for a violation of this section any such officer or employee shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than twenty-five nor more than one hundred dollars.

Penalty for "Section 5. That any passenger remaining in said car other fusing to obey than that provided for him, after request by the officer or emthe law. ployee in charge of said car to remove into the car provided for him, shall be guilty of a misdemeanor, and on conviction thereof shall be fined not less than twenty-five dollars nor more than one hundred dollars. Jurisdiction of such offences shall be in the county in which the same occurs. The conductor and any and all employees on such cars are hereby clothed with power to eject from the train or car any passenger who refuses to remain in such car as may be assigned and provided for him, or to remove from a car not so assigned and provided.

When law may not be ob-

"Section 6. That in case the coach for either white or colored passengers should be full of passengers and another coach can-

not be procured at the time, then the conductor in charge of the train shall be, and he is hereby, authorized to set apart so much of the other coach as may be necessary to accommodate the passengers on said train.

A D. 1900.

"Section 7. Should any railroad or railroad company, its by railroads, agents or employees, violate the provisions of this Act, such by railroads, agents or employees, violate the provisions of this Act, such bow. railroad or railroad company shall be liable to a penalty of not more than five hundred dollars nor less than three hundred dollars for each violation, to be collected by suit of any citizen of this State, and the penalty recovered shall, after paying all proper fees and costs, go into the general fund of the State Treasury.

"Section 8. That all Acts and parts of Acts inconsistent with Repealing clause. this Act be, and the same are hereby, repealed."

Approved the 19th day of February, A. D. 1900.

No. 263.

AN ACT TO PROVIDE A MEANS WHEREBY ANY PURCHASER IN THIS STATE OF COMMERCIAL FERTILIZERS OR MANURES MAY HAVE THE SAME ANALYZED BY CLEMSON AGRICULTU-RAL AND MECHANICAL COLLEGE FREE OF COSTS. AND TO Provide a Penalty for Delivering Fertilizers or Ma-NURES SHORT IN INGREDIENTS APPEARING ON SACK OR VESSEL HOLDING SAME.

No. 139.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the passage of this of fertilizers Act, any citizen of this State who shall purchase any commermay have same anacial fertilizers or manures, shall have the right to have the same lyzed how and by whom. analyzed by Clemson Agricultural and Mechanical College, by taking a sample of same from at least ten per cent. of such fertilizers in the presence of at least two disinterested witnesses, one to be chosen by the purchaser and one by the seller, who shall certify that such sample was taken from such fertilizers or manures, which certificate, with the sample, shall be sealed by a third disinterested party in the presence of said witnesses, and directed to Clemson Agricultural and Mechanical College.

A. D. 1900. Certificate

Certificate of analysis admissible as evidence.

SEC. 2. The said college shall have the said sample analyzed free of cost, and within three months after receiving the sample supply the purchasers of such fertilizers or manures with a certificate giving the per cent. of the different fertilizing ingredients of same, signed by the Chemist of Clemson Agricultural and Mechanical College, which certificate shall be admissible as evidence in all suits relative to such fertilizers or manures, whether the same be instituted by the vendor or purchaser of same.

Forfeit for fertilizers falling helow guaranteed analysis. Sec. 3. That any vendor of commercial fertilizers or manures whose goods or wares fall short to the extent of ten per cent. in any fertilizing ingredient guaranteed by the analysis appearing on the sack or vessel holding same, when delivered to the purchaser, shall forfeit one-half the sale price thereof, to be recovered by suit or set up as a counter-claim to an action for the purchase price of such fertilizers or manures.

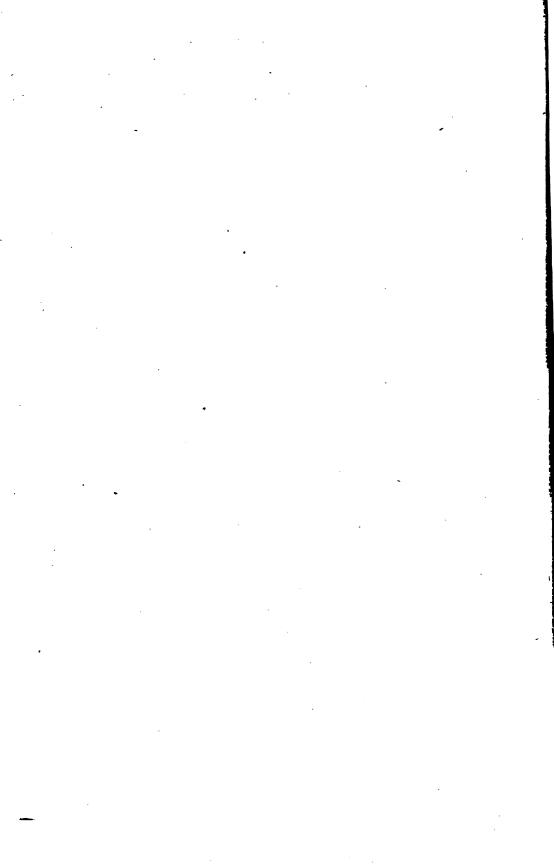
Drawing of samples; how made.

SEC. 4. Be it further enacted, That if any seller or vendor of fertilizers or commercial manures shall refuse, decline or neglect to choose a witness, as provided in section I, after having been notified or requested by the purchaser so to do, then he or they shall have forfeited their right so to do, and the purchaser shall select two witnesses, who shall select the third witness, who shall proceed to take samples as hereinbefore provided. All samples of fertilizers drawn under the provisions of this Act shall be subject to such other rules as may be prescribed by the Board of Trustees of Clemson College, not inconsistent with the provisions of this Act.

SEC. 5. All Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.





ACTS AND JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

State of South Carolina,

PART II. LAWS NOT GENERAL AND PERMANENT.

No. 264.

AN ACT TO RAISE SUPPLIES AND MAKE APPROPRIATIONS FOR THE FISCAL YEAR COMMENCING JANUARY 1ST, 1900.

No. 120.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That a tax of five (5) mills, exclusive Levy for of the public school tax hereinafter provided for, upon every dollar of the value of all the taxable property of this State, be, and the same is hereby, levied for the purpose of meeting appropriations to defray the current expenses of the government for the fiscal year beginning January 1st, 1900, and to meet such other indebtedness as has been, or shall be, provided for in the several Acts and Joint Resolutions passed by this General Assembly, at the session of 1900, providing for the same.

SEC. 2. That a tax is hereby levied upon all taxable property Levies for in each of the counties of the State, for county purposes, for the fiscal year commencing January 1st, 1900, to the amounts hereinafter respectively stated, that is to say:

Abbeville.

County Treasurer may bor-row money for certain purposes.

Abbeville.—for the County of Abbeville, for ordinary county purposes, two and one-half (2 1-2) mills. That the County Treasurer of Abbeville County be, and is hereby, authorized and directed to borrow from time to time, as may be necessary, on his official note or notes, or other similar official evidences of indebtedness, a sum or sums of money not exceeding ten thousand dollars in all, on the lowest rate of interest offered, not exceeding seven per cent. per annum, for the purpose of paying the salaries of teachers in the free public schools, not including the school district of the town of Abbeville, and the said Treasurer is authorized to pledge as security for such borrowed moneys the taxes levied for such purpose, and the levy herein provided for shall be the only levy the Board of County Commissioners shall be allowed to make, any law to the contrary notwithstand-

ing, except the one mill levy for past indebtedness, and to put said county on a cash basis, authorized by an Act of the General $_{\mathrm{F}\,u\,n\,d}^{\mathrm{S}\,i\,n\,k\,i\,n\,g}$ Assembly, approved the 15th day of February, 1899; and the mission may Commissioners of the Sinking Fund in their discretion shall be allowed to lend to the County Treasurer said sum of ten thousand dollars, herein authorized to be borrowed for school purposes, at a rate of five per centum per annum interest, should they be so advised. That out of the county levy herein provided for the Board of County Commissioners shall pay twenty cents per day for dieting prisoners, and no more.

Aiken.

Aiken.—For the County of Aiken, for ordinary county expenses and past indebtedness, including jail note, three (3) How to be mills, to be expended as follows: For the Auditor, four hundred appropriated. dollars; for County Commissioners and Clerk, eleven hundred and fifty dollars; Treasurer, three hundred and fifty dollars; Board of Equalization, two hundred and fifty dollars; jury, witness and constable certificates, four thousand and two hundred dollars: Clerk of Court, five hundred and fifty dollars; Sheriff, two thousand and two hundred dollars; Magistrates and their Constables, two thousand and five hundred dollars; Coroner, three hundred and fifty dollars; poor house and poor, one thousand three hundred dollars; roads and bridges, four thousand dollars; repairs on public buildings, three hundred dollars: books, stationery and printing, four hundred dollars; contingent expenses, six hundred dollars: post mortem, examining and conveying lunatios, two hundred and fifty dollars; Jury Commissioners and insurance, one hundred and fifty dollars; physician and attorney fees, three hundred and fifty dollars; past indebtedness and jail note, three thousand and five hundred dollars: Robert A. Johnson (refund), seventy-one and 90-100 dollars. The County Commissioners are hereby authorized and required to pay R. A. Johnson the above claim of seventy-one and 90-100 dollars.

A. D. 1900.

Anderson.—For the County of Anderson, for ordinary county purposes, three (3) mills; for payment of the money borrowed for county purposes by the present Board of Commissioners, by and with the consent of the Anderson delegation in the General Assembly, one-half (1-2) mill; and for past indebtedness generally, one-half of one (1-2) mill.

Anderson.

Beaufort.—For the County of Beaufort, for ordinary purposes, five (5) mills; for past indebtedness, one-fourth of one mill; for sinking fund, one mill; and that the County Board of Commissioners be, and are hereby, authorized to pay to the Supervisor one hundred dollars for clerk hire.

Beaufort.

Berkeley.—For the County of Berkeley, for ordinary county purposes, five (5) mills, and any unexpended balance may be applied to past indebtedness.

Bamberg.—For the County of Bamberg, for ordinary county

Berkeley.

Bamberg.

purposes, three mills (3); for meeting past due school claims in the Bamberg School District, one-fourth (1-4) of one mill; for the Denmark School District, two (2) mills, to be expended as follows: For Auditor, one hundred dollars; for Sheriff, five How to be appropriated. hundred dollars, and for keeping the jail, one hundred and twenty-five dollars; for Coroner, one hundred dollars; for Supervisor, five hundred dollars; for Deputy Supervisor, one hundred and fifty dollars; for maintaining chain-gang, eight hundred dollars; for Magistrates and Constables, one thousand dollars; for Courts, one thousand five hundred dollars; for printing and all manner of advertisements for the county, a sum not to exceed one hundred dollars; for books and stationery, one hundred and fifty dollars; for maintaining of chain-gang, eight hundred dollars; for roads, bridges and ferries, one thousand dollars; for conveying lunatics, one hundred dollars; for contingent expenses, one hundred dollars; for County Attorney, one hundred and fifty dollars, to be in full of all service and for conducting all litigations; for County Physician, the sum of one hundred dollars, in full of all work for jail and chain-gang, and for other services; for Clerk of Court, one hundred and

fifty dollars. The tax collected in the Bamberg School District shall be paid out by the County Treasurer on the school war-

rants already issued for said district which are past due and

A. D. 1900.

unpaid, any surplus to be held for the benefit of said district, to be paid out as other school funds; the funds collected from the two mill tax on the property within the Denmark Road District shall be expended under the direction of the Township Commissioners for Bamberg Township on the public roads within said Denmark Road District in addition to the work required under the road law of this State, and said funds shall be paid out as provided by law; and the Township Commissioners of Denmark Road District may anticipate the collection of said tax and issue their warrant to County Treasurer for work to be done on Treasurer the roads in said Denmark Road District: Provided, That the for certain Treasurer of Bamberg County be, and he is hereby, authorized purposes. and directed forthwith to arrange to borrow, on his official note, a sum or sums of money, at a rate of interest not to exceed eight per cent. per annum, sufficient to pay the balance of the current expenses of the County of Bamberg, after the expenditure of the money which is now on hand, and for meeting the expenses of the free public school fund; and the said Treasurer is authorized to pledge as security for such borrowed moneys the taxes levied for such purposes: Provided, That such sums shall not exceed three-fourths of the amount of taxes levied for said ordinary county expenses and free public school funds: Provided, further. That the profits accruing to the county from the Dispensary shall be held as ordinary county funds, and said funds, with any funds now on hand, shall be applicable to the

Barnwell.

Barnwell.—For the County of Barnwell, for ordinary county purposes, four (4) mills; one-fourth of one mill to repay loan herein authorized to be levied annually until the same be fully That the County Treasurer of Barnwell County be, and may borrow partitions for school purhe is hereby, authorized and directed to borrow from time to time as may be necessary, on his official note or notes or other similar official evidences of indebtedness, a sum or sums of money not exceeding four thousand dollars in all, on the lowest rate of interest offered not exceeding seven per cent. per annum. for the purpose of paying the salaries of teachers in the free public schools; and the said Treasurer is authorized to pledge as security for said borrowed moneys the taxes levied for such Sinking purpose, and the Commissioners of the Sinking Fund, in their may discretion, shall be allowed to lend to the County Treasurer said sum of four thousand dollars herein authorized to be borrowed

payment of any ordinary county expenses.

Treasurer paid.

mission lend to.

for school purposes, at a rate of five per centum per annum, interest, should they be so advised.

Charleston.—For the County of Charleston, one-eighth (1-8)

of one (1) mill for the militia of said county, to be set apart and applied solely to said purpose, in accordance with the provisions of the special Act relating thereto, and to be paid over to the Board of Officers of the South Carolina Volunteer Troops

Charleston.

in the city of Charleston; and one (1) and seven-eighths (17-8) mills for other purposes, which shall be applied as follows: (1) The sum of not more than one thousand dollars, if so much be necessary, for the poor of the county, according to the provisto be expendions of the Act entitled "An Act to provide for the poor in ed. Charleston County," approved 9th March, 1896, as the same has been and may be amended. (2) The sum of not more than

three thousand dollars, for roads and bridges outside of the city of Charleston other than the stone roadway, provided for herein, and for said roadway a sum of not more than five thou-

sand dollars for continuing the construction of the State road leading from the city of Charleston toward the county line, to be expended in such construction and not in payment of salaries or other compensations of any official connected with said roadway or otherwise; also, the sum of two thousand dollars (if so much be necessary) for preliminary surveys and estimates, as provided for in an Act entitled "An Act to create a Sanitary and Drainage Commission for Charleston County." (3) The sum of six hundred dollars, for the salary of the County Superintendent of Education, as now provided by law, to be paid in equal monthly instalments, and a sum not to exceed one hundred dollars for his traveling expenses during the year 1900. The sum of fifty dollars, to be equally divided between the two ministerial Magistrates of the city of Charleston, for blanks and other stationery, and for repairs or recopying books in the office of Probate Judge, three hundred dollars, and for like work in the office of Register of Mesne Conveyances, two hundred dollars, or so much of said sums as may be necessary, such work to be done under the supervision of such officers respectively, upon contracts approved by the County Board of Commissioners. (4) To the Coroner of Charleston County, a salary of eighteen hundred dollars, payable to him monthly in the manner in which

other salaries of county officials are paid, the said salary being in place of the salary of two thousand dollars allowed him by law prior to March 1st, 1800. To the Sheriff of said county, a

per diem of fifteen cents per day, if so much be necessary, for the actual costs of dieting prisoners, the accounts for such dieting to be itemized and sworn to by said Sheriff, and to be audited and approved by the County Board of Commissioners before being paid, in the manner in which claims arising within the city of Charleston are audited, approved and paid; and in the place of and stead of any and all profits arising from dieting prisoners, and also in the place and stead of all costs, fees, charges or compensation from the State or county for services performed, there shall be paid to said Sheriff an annual salary of six thousand five hundred dollars, from which he shall pay the compensation of his deputy or deputies for all services performed for the State or county, and also the compensation of the Jailor and Turnkey, such salary to be paid in equal monthly instalments, in the manner in which the salaries of other county officials are paid: Provided, That the County Treasurer is hereby prohibited from paying to the said Sheriff or Coroner any costs, fees, charges or compensation whatever for any services performed during the present fiscal year from any county funds whatsoever derived from taxation or any other source except as provided in this subdivision numbered 4. sum or sums as may be necessary to pay in full whatsoever balance or balances may remain due and unpaid on any official note or notes, or other evidence or evidences of indebtedness already given by the County Treasurer under authority of law during the year 1899 or 1900. (6) And for all other general and ordinary county purposes, including the salaries of the Sheriff and Coroner, as herein provided for, and those of other county officers, and the dieting of prisoners, as herein provided, Treasurer and the pay of witnesses, jurors and constables. The County may borrow for certain Treasurer be, and he is hereby, authorized and directed to borrow from time to time and as may be necessary, on his official note or notes, or other similar official evidence or evidences of indebtedness, after three days notice by advertising once in some newspaper published in the city of Charleston, a sum or sums not exceeding forty-five thousand dollars in all, on the How money cent. per annum, for the purposes of paying the amounts herein pended, &c. above mentioned and provided for the purposes. Sheriff, and Coroner and Deputy Coroner, herein provided for, and those of other county officers, and dieting prisoners, and the expenses of witnesses, jurors and constables, and the sum of

purposes.

two thousand dollars, if so much be necessary, above appropriated for preliminary surveys, and so forth, by the Sanitary and Drainage Commission for Charleston County, and the sum of five thousand dollars above appropriated for stone roadway. In case the said sum herein authorized to be borrowed be more than sufficient to pay the amounts herein authorized to be paid for the fiscal year 1900, then the proceeds of the said note or notes may be used to pay the salaries of the officers of said county for the months of January and February, 1901. From the proceeds of the said notes there shall also be advanced to said County Treasurer for his own use the sum of two thousand dollars, to be paid to him monthly, beginning with the present fiscal year, the same to be returned to the said county from the commissions now allowed by law to said Treasurer upon State and county taxes for the present fiscal year, and to be credited to general county fund, without being paid over to said Treasurer; and in case such commissions are not sufficient to pay such advance in full, then the difference shall be remitted said Treasurer, and he shall not be liable for the same. Any and all such sum or sums that may be borrowed by the County Treasurer as aforesaid shall be repaid, with the interest thereon, by the said County Treasurer from the taxes levied and to be collected in the said county for the present fiscal year, and from all funds paid and to be paid to the county from the Dispensaries for said county, and from fines and other sources which shall not have been used for the current expenses of said county, as soon as the same may be collected; and the sum so borrowed shall constitute a valid claim against said county, and have lien prior to all others except unpaid Treasurer's notes of the preceding year on all the county taxes levied except the school tax for the present and future fiscal years until the same are paid and discharged in full; and such sum or sums, if so borrowed, shall be paid on the amounts herein above mentioned and provided for, including the salaries of the Sheriff and Coroner, and the said advances to the County Treasurer, as herein provided, and the salaries of other county officers, and the expenses of dieting, and of witnesses and constables, without any preferences whatever. All claims and demands against the county, except the salaries and commissions of the county officers whose salaries are herein fixed or otherwise provided by law, and the County Treasurer's note hereinabove provided for, shall be paid upon the warrant of the

County Supervisor, as hereinafter provided. The salaries and commissions of such officers whose salaries and commissions are fixed by law, to be paid by the County Treasurer monthly on the receipt of such officers. All claims and demands of every kind whatsoever against said county, except such salaries and commissions and County Treasurer's notes, and tickets of witnesses and jurors and constables, shall be itemized before they can be audited, and when so itemized shall be first audited by a committee of five now and heretofore existing and their successors, or a majority of them, and certified and signed by said committee, or a majority thereof, and by the Secretary of the Board of Commissioners: and that no such claims or demands shall be paid unless first audited and approved by said committee and also approved by said Board: Provided, That claims and demands arising outside of the city of Charleston shall be audited by the respective Township Boards of Commissioners, or a majority of the respective Boards, and the County Supervisor is hereby authorized and required to draw his separate warrant on the County Treasurer for each and every one of said claims and demands when so audited. The City Treasurer of the city of Charleston is hereby authorized and directed to levy and collect from all the taxpayers of the city of Charleston, at the time of the collections and payment of the first instalment of the annual city tax, the special school tax of (I) one mill as now provided by law, to be accounted for and paid over by the said City Treasurer as now provided by law, and to be used for the support of the public schools of the city of Charleston only.

Cherokee.

Cherokee.—For the County of Cherokee, for ordinary county purposes, four (4) mills for the whole county; for public roads, one (1) mill for the whole county; for the new jail, one (1) mill for the whole county; for the sinking fund for Drawton-ville, Gowdeyville, White Plains, Morgan and Limestone Townships, two (2) mills; for sinking fund for Cherokee Township, one and one-half (1 1-2) mills; for interest railroad bonds, one (1) mill for Cherokee Township.

Chester.

Chester.—For the County of Chester, for ordinary county purposes, three and one-half (3 1-2) mills; for interest on railroad bonds, one (1) mill. In Court House Township School District No. 1, one-half (1-2) of one mill to pay past indebtedness of said school district.

Chesterfield. Chesterfield.—For the County of Chesterfield, for ordinary

county purposes, four and one-tenth (4 I-IO) mills; for past indebtedness, one and one-fourth (1 1-4) mills; and for payment of interest on railroad aid bonds, one and sixty-five onehundredths (165-100) mills; and the county's share of the profits from the County Dispensary shall be applied to the payment of past indebtedness until the same is paid, and any surplus from Dispensary profits and the levy for past indebtedness shall be applied to ordinary county expenses of this year. There shall be levied five mills on the property situate within and stock kept within that portion of said county which is exempt from the operations of the General Stock Law, for the purpose of repairing the fence around said section.

Clarendon.—For the County of Clarendon, for ordinary county purposes, four (4) mills, to be expended as follows: Auditor's salary, three hundred dollars; Supervisor's salary, How tax fund six hundred dollars; Clerk's salary, one hundred and fifty dol- priated. lars; guards for chain-gang, five hundred dollars; Commissioners, two hundred dollars; Treasurer's commissions (county only), two hundred and fifty dollars; Board of Equalization, one hundred and fifty dollars; jurors, witnesses and bailiffs, fourteen hundred dollars; Clerk of Court, one hundred and fifty dollars; Sheriff's salary, seven hundred dollars; Magistrates and Constables, thirteen hundred and seventy-five dollars; Coroner and post mortems, one hundred dollars; poor house and poor, five hundred dollars; roads, bridges and chaingang, one thousand dollars; printing, books and stationery, two hundred and fifty dollars; examining and conveying lunatics, seventy-five dollars: insurance, one hundred and thirty dollars: physician to poor house and jail, seventy-five dollars; Superintendent of Education, salary and traveling expenses, five hundred and fifty dollars; dieting prisoners in jail, five hundred dollars; contingent expenses, one hundred dollars. County Board of Commissioners of Clarendon County are hereby authorized and empowered to borrow a sum of money not to exceed thirty-five hundred dollars, at a rate of interest not exceeding five per centum per annum, to be expended in paying ordinary county expenses, as follows: Dieting and clothing inmates of poor house, five hundred dollars; roads, bridges and chain-gang, dieting, eleven hundred dollars; dieting prisoners in jail, five hundred dollars; jurors, witnesses and bailiffs, fourteen hundred dollars; any surplus remaining in the treasury, after defraying the expenses of the county above spe-

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cified, together with incomes from other sources, shall be turned into the ordinary county fund to defray any indebtedness existing against the county.

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Colleton.

Colleton.—For the County of Colleton, for ordinary county purposes, five (5) mills; for past indebtedness, one (1) mill; for payment interest on railroad bonds, one and one-half (I I-2) mills; the balance, if any, to be converted into the sinking fund created by law for the liquidation of county railroad Board of Com- bonds. That the County Board of Commissioners are authorized and empowered to borrow, if necessary in their judgment, an amount of money sufficient to pay the interest for the present year on the county's railroad bonds, and to pledge the tax accruing from the levy of one and one-half mills for such purpose for the repayment thereof, together with interest thereon,

> interest not to exceed the rate of six per centum per annum. That the County Board of Commissioners pay the County Su-

> perintendent of Education his actual traveling expenses while

missioners borrow may for certain purposes.

claims to draw interest.

in the performance of his duties in the year 1900, not exceeding | fav Certain one hundred dollars. That all claims accruing against the hrms County of Colleton for the fiscal year 1900 which are payable W. K within the said year, and are presented to and approved by the following County Board of Commissioners for the said county, and are traw not paid on or before February 1st, 1901, shall draw interestavor from the said first day of February, 1901, at the rate of six (6) orm€ per centum per annum until paid. That of the net profits de-10.00 rived by the County of Colleton from the sale of spirituous khoo liquors for the year 1900, one-half thereof shall be devoted to the support of the public schools of the said county for the scholastic year beginning on July 1st, 1900; such fund to be apportioned to the said public schools in proportion to the enrollment of pupils therein for the preceding scholastic year.

Darlington.

Darlington.—For the County of Darlington, for ordinary county purposes, three and three-fourths (3 3-4) mills; for past indebtedness, one-fourth (1-4) mill. The amount asked for past indebtedness is to replace four thousand dollars which was diverted from the school fund to the general county fund some years ago.

Dorchester.

Dorchester.—For the County of Dorchester, for ordinary county purposes, four and five-eighths (45-8) mills; for inter-Treasurer est on county bonds, five-eighths (5-8) mill; for bonds for Green Pond and Walterboro Railroad, three-fourths (3-4) mill. Treasurer and Supervisor of Dorchester County are hereby

and Supervis-or may borrow

authorized and empowered to borrow, from time to time, upon their joint note or notes, the sum of eight thousand dollars, if so much be necessary, with interest not to exceed six per centum per annum; the said Treasurer and Supervisor are authorized to pledge as security for such borrowed moneys, the taxes levied for such purposes. The sum of fifteen hundred dollars is hereby set apart, out of such borrowed moneys, for the payment of past due interest on bonds of the Green Pond and Walterboro Railroad. The profits accruing to the county from the Dispensary shall be held as ordinary county funds, and Dispensary. said funds, with any funds now on hand, not otherwise appropriated, shall be applicable to the payment of any ordinary county expenses. That from the funds apportioned to the Certain claims to be School District of Dorchester County hereinafter named, for paid. the scholastic year commencing July, 1900, the County Treasurer of said county first pay to the legal holders the following school claims chargeable against said school districts: Claim

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the formerly of Colleton County, for \$21.50; claim in favor of M. vableW. Kenyon, drawn against School District No. 4, formerly of 'the Colleton County, for \$25.00; claim in favor of M. A. Westbury, are drawn against School District No. 4, for \$20.00; two claims in erestavor of Mattie Weathers, drawn against School District No. 7, (6) formerly of Colleton County, one for \$20.00 and one for s de \$10.00; three claims in favor of W. D. Patrick, drawn against tuou School District No. 8, formerly of Colleton County, one for \$21.25 and two for \$25.00 each; claim in favor of Lucy Minus, drawn against No. 30, formerly of Colleton County, for \$23.00; claim in favor of W. K. Murray, drawn on School District No. he en 31, formerly Colleton County, for \$20.00; and the said claims to be paid out and charged to the respective school districts in Dorchester County, which respectively embraced the territory for which the claims were originally contracted, so as to require the claims paid by the territory to which they respectively originally appertained out of the school funds. Edgefield.—For the County of Edgefield, for ordinary

eding in favor of E. Lotz, drawn against School District No. 32,

county purposes, four (4) mills; for past indebtedness, oneeighth of one (1-8) mill. The County Commissioners are county Comhereby authorized and empowered to borrow money for ordi-may nary county purposes and pledge said levy as security therefor. In addition to the levies herein provided for Edgefield County, the County Commissioners shall apply one-half of the amount

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that shall be paid to the county out of the profits of the Dispensary, to ordinary county purposes, and the other half of such profits to pay past indebtedness.

For the County of Fairfield.—For ordinary county purposes

Fairfield.

and past indebtedness, (4) four mills, to be expended as fol-How to be appropriated. lows: For Auditor's salary, four hundred dollars; for Supervisor's salary, six hundred and fifty dollars (\$650); for salary of County Commissioners, one hundred and seventy dollars; for Board of Equalization, two hundred dollars; for jury, witnesses and constables, two thousand dollars: for Clerk of the Court, in lieu of all criminal fees, three hundred dollars; for salary of Sheriff, twelve hundred dollars: for Magistrates and Constables, thirteen hundred dollars; for Coroner, one hundred and fifty dollars; for poor house and poor, twelve hundred dollars; for roads, bridges and support of chain-gang, twentyseven hundred dollars; for repairs on public buildings, for books, stationery and printing, for contingent expenses, for public offices and for Court House, six hundred dollars; for post mortem examinations and conveying lunatics, two hundred dollars; for jail, four hundred dollars; for physicians' and attorneys' fees, two hundred dollars; for past indebtedness, eighteen hundred dollars; for salary of Probate Judge, six hundred dollars; for Superintendent of Education and Board of Education, five hundred and fifty dollars; for County Treasurer's commissions, in county and school funds only, four hundred dollars; for insurance, one hundred dollars. If necessary, the above specified amounts may be increased up to, but not ex-May borrow. ceeding, the levy herein made. The County Board of Commissioners for Fairfield County are hereby authorized to borrow

ficiencies, provided the rate of interest shall not exceed seven (7) per cent. per annum. Florence.—For the County of Florence, for ordinary county purposes, three and one-half mills.

money, not to exceed the sum of seven thousand five hundred dollars (including all amounts borrowed from the Sinking Fund Commission), for Court expenses, jail fees and other de-

Florence.

Greenville.

Greenville.—For the County of Greenville, for ordinary county purposes, three and one-half (3 1-2) mills; for interest on Greenville and Laurens Railroad bonds, one-half (1-2) mill; for interest on Air Line Railroad bonds, one-half (1-2) mill; for interest on past indebtedness bonds, one-eighth (1-8) mill; for work on roads, bridges, and maintaining convict force, one-half (1-2) mill.

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Georgetown.

Georgetown.—For the County of Georgetown, for ordinary county expenses, five (5) mills: Provided, That the members of the Township Boards of Assessors and County Board of Equalization shall receive a sum of two dollars per day for the number of days now allowed, and mileage as now provided for.

Greenwood.

Greenwood.—For the County of Greenwood, for ordinary county purposes, three (3) mills; for past indebtedness, one That the County Treasurer of Greenwood County May borrow money. be, and is hereby, authorized and directed to borrow from time to time, as may be necessary, on his official note or notes, or other similar official evidences of indebtedness, a sum or sums of money not exceeding ten thousand dollars in all, and the rate of interest not exceeding five per cent. per annum, for the purposes of paying the salaries of teachers in the free public schools, to be paid out of the general school fund of said county; and the Commissioners of the Sinking Fund in their discretion shall be allowed to lend to said County Treasurer the said sum of ten thousand dollars, which are herein authorized to be borrowed for school purposes, at a rate of interest of five per cent. per annum, should they be so advised, upon recommendation of County Board of Education.

Hampton.—For the County of Hampton, for ordinary county purposes, four (4) mills; for home of the poor, one-half of one (1) mill.

How to be appropriated.

Horry.—For the County of Horry, for ordinary county purposes and past indebtedness, five and three-fourths mills, to be expended as follows: For the County Auditor, three hundred dollars; for County Treasurer's commissions, six hundred dollars; County Commissioners' and Clerk's salary, five hundred and fifty dollars; County Board of Equalization, one hundred and twenty-five dollars; for jury, witnesses and Constables' tickets, thirteen hundred and fifty dollars; for Clerk of Court, three hundred dollars; for Sheriff, four hundred and fifty dollars; Trial Justices and Constables, one thousand dollars; for Coroner, one hundred dollars; for the poor house and poor, founteen hundred dollars; for repairs on roads and bridges, six hundred dollars; for the chain-gang, six hundred dollars; for repairs on public buildings, one hundred and fifty dollars; for books, stationery and printing, three hundred dollars; for public offices, one hundred dollars, for post mortem, examining

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lunatics and conveying, three hundred dollars; contingent expenses, four hundred and fifty dollars; for the interest on railroad bonds in Conway, Bayboro, Green Sea and Simpson Creek Townships, four (4) mills.

Kershaw.

Kershaw.—For the County of Kershaw, for ordinary county expenses, four mills; for interest on railroad bonds, two and three-fourths (3-4) mills.

Lancaster.

Lancaster.—For the County of Lancaster, for ordinary county purposes, five (5) mills; interest on railroad bonds issued in aid of Cheraw and Chester Railroad, three (3) mills; for retiring bonds issued in aid of the Cheraw and Chester Railroad, and to be used for no other purpose, three-fourths (3-4) of one mill; for the payment of interest on township bonds issued in aid of the Charleston, Cincinnati and Chicago

8 p e c i a l Railroad, the following special taxes are hereby imposed: In Pleasant Hill Township, three (3) mills; in Gill's Creek Township, five and one-fourth (5 1-4) mills; and in Cane Creek Township, four and one-half (4 1-2) mills: Provided, That the County Treasurer shall apply to the payment of interest on bonds of said townships the funds arising from the property of the South Carolina and Georgia Extension Railroad Company, in Lancaster County, on the levy for ordinary county purposes, to be applied to said interest in proportion to the amount of the bonds of said townships respectively outstanding.

Howexpend- County Commissioners are directed to use all funds derived from the three (3) mills levy herein provided for payment of interest on bonds issued in aid of the Cheraw and Chester Railroad, after the payment of said interest, to purchase and retire said bonds; also, to use all funds now in the county treasury in the Bank of Lancaster, belonging to Pleasant Hill Township, to purchase and retire the bonds of said township; and in case they cannot purchase the bonds of said township, then to invest said funds in the bonds of Gill's Creek or Cane Creek Townships.

Laurens.

Laurens.—For the County of Laurens, for ordinary county purposes, two and one-fourth (2 1-4) mills; for interest on railroad bonds, three and one-half (3 1-2) mills; for past indebtedness, one-fourth mill. One-half of the profits going to the county from the Dispensary to be set apart by the County Treasurer for common school purposes, and apportioned like the three mill constitutional tax, the other L if to be applied to ordinary county purposes.

Lexington.-For the County of Lexington, for ordinary county purposes, three and one-half (3 I-2) mills; for past indebtedness, one-half (1-2) mill; for interest on railroad bonds in Broad River and Saluda Townships, two and one-half levies (2 1-2) mills; for Fork Township, two (2) mills; for retiring railroad bonds in said township, two (2) mills; for attorneys' fees in Broad River and Saluda Townships, one-fourth of one (1-4) mill. The County Board of Commissioners is hereby authorized and empowered to redeem any of said bonds in such manner as it deems safest and best. The County Board of Commissioners be, and they are hereby, authorized to borrow, on the credit of the county and upon the pledge of the taxes first collected and turned over to the County Treasurer, the sum of forty-eight hundred dollars, if so much be necessary, for the current expenses of the county for the fiscal year ending December 31st, 1000, at a rate of interest not exceeding seven per centum per annum: Provided, That all money borrowed shall be held and paid (except as herein otherwise provided) out by the County Treasurer as now provided by law.

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Marion.—For the County of Marion, for ordinary county purposes, three (3) mills; for past indebtedness, one-half (1-2) mill; for roads and bridges, one (1-2) mill. The County Board of Commissioners are hereby authorized and empowered to bor- May borrow money for currow from time to time during the present fiscal year such sum rent expenses, and how to be or sums of money for current expenses, giving their note there-expended. for on the credit of the county and upon the pledge of the taxes first collected by the County Treasurer, the amount so borrowed not to exceed two-thirds of the amount realized from the levy for ordinary county expenses, and the rate of interest not to exceed eight per centum per annum: Provided, That out of the money so borrowed there shall first be paid the claims and fees of jurors and witnesses in preference to any and all other claims. Any surplus which may have accumulated or may accumulate in the hands of the County Treasurer from the proceeds of the levy herein or heretofore made to pay past indebtedness, and the sum of fifteen hundred dollars out of the profits from the Dispensaries in Marion County, if so much be necessary, be expended in the purchase of furniture for the fire-proof building erected for the preservation of the county records of said county. The Board of Commissioners of Marion County Survey be, and are hereby, authorized and required to employ a competent civil engineer to make a careful survey of what is known

A. D. 1900. Lexington.

as the Gibson Dam, on the east side of the Great Peedee River. near Peedee Bridge and Mars Bluff Ferry, in Marion County, and to make a careful estimate of the costs of repairing and restoring the said dam, and also ascertain and report to said County Board of Commissioners whether, in the opinion of the said engineer, the said dam ought to be extended beyond its original extent in order to protect the low lands of Wahee. Rowell, Brittain's Neck and Woodberry Townships, and the highways crossing same, as far as practicable, from the overflows of said river and from the consequent obstruction of said highways, from the spread of malarial diseases among the numerous residents along and on the said low grounds, and from great danger to agriculture and pasturage in that region; and the said engineer shall make and submit to said Board not only an estimate of the cost of the repair, but of the extension, if any, of the said dam, with maps and profiles of the proposed work: and he shall also ascertain and report the number of acres, and the names and residences of the owners of upland and swamp land, and the number of acres of cleared land, and a statement of the roads and bridges in the said townships which would be protected by the said dam when repaired and when extended, if an extension be recommended. Section 2. That the said engineer be paid for his services by the County Board of Commissioners by their warrant on the County Treasurer of said county, to be paid out of the funds for roads and highways of said county: Provided, The amount so expended shall not exceed two hundred dollars.

Appropria-tion for sur-

Marlboro.

May borrow money for cer-

Marlboro.—For the County of Marlboro, for ordinary county expenses, three (3) mills; for past indebtedness, one and one-half (I I-2) mills; for building new county jail, one mill; for road tax, one-half of one mill (1-2): Provided. That if the sum raised for ordinary county expenses or past indebtedness exceeds the amount necessary therefor, respectively, such surplus shall be applied to the payment of any balance due on the other: Provided, further, That in anticipation of said tain purposes, tax for ordinary county purposes the County Board of Commissioners be, and they are hereby, authorized to borrow from time to time during present fiscal year such sum or sums of money, not exceeding in the aggregate the amount hereby levied, as may be necessary to defray current expenses (no part of which shall be applied to past indebtedness), at a rate of interest not exceeding seven per centum per annum; and to

New jail.

secure the payment of the sum or sums so borrowed, with interest thereon as aforesaid, to execute a warrant or note, or warrants or notes, with a pledge of the taxes first collected under this Act: Provided, further, That the tax levied to build a new jail shall be kept separate and apart from the other amounts hereby authorized to be levied and collected, and the same applied in accordance with an Act entitled "An Act to authorize and require the County Board of Commissioners of Marlboro County to build a new jail for said county, and to levy a tax therefor," and also of an Act entitled "An Act to authorize the Commissioners of the Sinking Fund to lend funds to the County Board of Commissioners of Marlboro County to build a new jail for said county, and to authorize said Board to pledge the special tax levy to secure payment of same."

Newberry.

Newberry.—For the County of Newberry, for ordinary purposes, two and one-fourth (2 1-4) mills. The Supervisor is hereby authorized and empowered to borrow for current expenses not more than five thousand dollars during the year 1900 from the Sinking Fund Commission, on the note of the County Supervisor and County Treasurer, and to pledge the county taxes of 1900 for the payment of said borrowed money, and interest thereon.

Oconee.

Oconee.—For the County of Oconee, for all county purposes, four and one-half (4 1-2) mills: Provided, That the County Board of Commissioners shall reserve of said fund a sufficient amount to meet the Court expenses in said county for the year: Provided, further, That said County Board of Commissioners shall not levy any additional tax for said year.

Orangeburg.

Orangeburg.—For the County of Orangeburg, for ordinary county purposes, two and one-half (1-2) mills; for past indebtedness, one-fourth (1-4) mill; for sinking fund to get on cash basis, one-fourth (1-4) mill, and all surplus county funds, from whatever source, whether from the Dispensary profits or otherwise. For repairing county jail, provided the County Commissioners shall advertise for sealed bids, and the contract shall not exceed \$3,000.00, one-fourth (1-4) mill. The salary of the Magistrates, Constables of District Number One of Orangeburg County shall not exceed two hundred dollars each per annum, and the salaries of the Magistrate and his Constable of District Number One shall be each one hundred and twenty-five dollars per annum, and the salaries of the Magistrate and his Constable for District Number Six shall be seventy-five dol-

A. D. 1900. Pickens.

Richland.

lars each per annum, all Acts to the contrary notwithstanding. Pickens.—For the County of Pickens, for ordinary county purposes, four (4) mills; for past indebtedness, two (2) mills.

Richland.—For the County of Richland, for ordinary county purposes, three and one-fourth (3 1-4) mills; an additional tax of one-half of one mill in Columbia Township, for interest on railroad bonds, and an additional tax of one-fourth of one mill in said township, for a sinking fund, for the purpose of retiring railroad bonds; and in addition thereto there shall be levied a tax of two mills, in the school district of the city of Columbia. in lieu of any special tax authorized to be levied by an Act entitled "An Act to provide for establishment of a new school district in Richland County, and to authorize the levy and collection of a local tax therein," approved December 24th, 1880.

Spartanburg.

Spartanburg.—For the County of Spartanburg, for ordinary county purposes, three (3) mills; for interest on railroad bonds, one (I) mill; for past indebtedness, one-fourth mill; for new jail, one-fourth (1-4) mill; for roads, one (1) mill; for permanent improvement of roads, one and one-half (I I-2) mill: Provided. That the County Treasurer be, and he is hereby, authorized to pay as Court expenses all costs and expenses incurred by the grand jury in the investigation had by it in 1899, under order of Court, as are approved and ordered paid by the Court of General Sessions: Provided, The County Commissioners shall pay the Sheriff for dieting prisoners twenty-five cents per day, and no more.

Saluda.

Saluda.—For the County of Saluda, for ordinary county purposes, two and three-fourths (2 3-4) mills; for jurors and witnesses, one and one-fourth (1 1-4) mills; for past indebtedness, one-half (1-2) mill. The unexpended money raised by the levy for fiscal year 1800 for jurors and witnesses shall be applied to past indebtedness for fiscal year 1898, if so much be necessary. The County Board of Commissioners is hereby authorized to borrow one and one-fourth (11-4) mills levied herein for jurors and witnesses for the fiscal year 1900.

Sumter.

Sumter.—For the County of Sumter, for ordinary county purposes, three (3) mills; for past indebtedness, one-half of one (1-2) mill. The County Commissioners of Sumter County are hereby authorized and required to pay to the Coroner of said county two hundred and fifty dollars, in lieu of all fees.

May borrow That the County Commissioners be authorized to borrow a sum money for certain purposes. not exceeding three thousand dollars, to be expended in defray-

ing expenses of maintaining roads and bridges, and for these purposes only: Provided, That the rate of such loan shall not exceed seven per centum discount. That the Board of County Commissioners are authorized and required to publish in at least one newspaper published at the county seat the quarterly statements of the Supervisor as now provided by law: Provided, That the same can be done at a cost not exceeding one hundred and twenty dollars per annum.

Union.

Union.—For the County of Union, for ordinary county purposes, two and one-half (2 I-2) mills; for past indebtedness, one-half (1-2) mill; for interest on railroad bonds, two (2) mills; for sinking fund, two (2) mills; for roads, etc., one (1) mill.

Williamsburg.—For the County of Williamsburg, for ordi- Williamsnary county purposes, four (4) mills. And the County Commissioners are hereby authorized to pay their clerk one hundred The County Board of Commissioners are hereby authorized to borrow three thousand dollars for the purpose of paying jurors, witnesses and Constables for the Court of Common Pleas and General Sessions for the fiscal year 1900, and to pledge therefor the levy made for ordinary county purposes. After paying jurors and Constables, if there remain a balance of said fund, the same to be applied to any outstanding indebtedness; the County Board of Commissioners are hereby authorized to audit and pay for publishing County Treasurer's report for the year 1899.

York.—For the County of York, for ordinary county pur- York. poses, four and one-half (4 I-2) mills. And in Catawba Township, a special levy of two and one-half (2 1-2) mills; in Ebenezer Township, one and one-half (1 1-2) mills; and in York Township, four (4) mills to pay interest on the bonds issued in aid of the Charleston, Cincinnati and Chicago Railroad. The Treasurer of York County, for collecting and disbursing this special levy, shall be allowed commissions as now fixed by law. The County Commissioners of York County are hereby authorized and empowered to borrow a sum not to exceed eight thousand (\$8,000) dollars, at a rate of interest not to exceed seven per cent. for ordinary county expenses.

SEC. 3. That the Board of Directors of the State Penitentiary are hereby directed to pay into the treasury of the State, to pay funds
into State at the end of each three months or within five days thereafter, treasury. all amounts received by them from the hire of convicts and from

other sources, after paying the necessary expenses of the said institution and all other disbursements authorized by law, the said amounts to be paid into the treasury to be held subject to the warrants of the Comptroller General to pay amounts appropriated by the General Assembly in the same manner as other funds in the treasury. And the Board of Directors are hereby instructed, as far as practicable, in hiring out or working convicts, to hire or work the same on farms in healthy locations which are exempt from danger of overflow. And the Board of Directors are hereby instructed, in hiring out or working convicts for other than agricultural purposes, to receive as compensation for the services of said convicts lawful money of the Convicts to United States only. And the said Board of Directors are healthy locall- hereby further instructed, in the hiring out of convicts, to give preference to the Supervisor of any county, and to any person, firm or corporation whose purpose is to use said convicts in the working of the public roads in any county in this State, or in the clearing out of the streams of any county of this State.

ties.

Deposit of State funds.

Sec. 4. That all the proceeds of the taxes levied for and on account of the State as specified herein, shall be deposited and kept by the State Treasurer in such banks or places of special deposit as in the judgment or discretion of the Governor, the Comptroller General and the State Treasurer, or any two of them, shall afford sufficient protection to the interest of the State.

Auditors and Treasurers to collect taxes.

ized by law.

SEC. 5. That the County Auditors and County Treasurers of the several counties of this State are hereby required, under the direction and supervision of the Comptroller General, to make collections of the taxes levied under and pursuant to the provisions of this Act, in the manner and at the time and under the No taxes to conditions hereinafter provided; and they are hereby forbidden unless author- to collect any other tax whatscever levied for the fiscal year, unless herein expressly authorized so to do, except the taxes authorized by law to meet the interest and retire the bonds issued by counties and townships in aid of railroads, or taxes voted by towns or counties, or assessed upon townships, and subscriptions to railroads, and taxes to build fences under statutes authorized and directing the same; and except, also, the special school tax authorized to be levied in any school district of the State, and except such special tax or collections as is authorized by any Act or Joint Resolution of the General Assembly; and the County Treasurers of the several counties of

this State are hereby prohibited from collecting any tax except such as have been first entered upon the tax duplicates of their respective counties, or upon the orders of the Auditors of said counties: Provided, That said County Treasurer shall furnish the County Auditors of their respective counties with the names of the taxpayers as may apply to pay their taxes against whom no taxes shall have been entered on the tax duplicates; and any State or county officer who shall fail to comply with, or who shall evade, or attempt to evade, the provisions of this Act, shall be deemed guilty of a felony, and, upon conviction thereof, shall be punished by a fine not to exceed five thousand dollars, or imprisonment for a period of not more than five years, or both, at the discretion of the Court.

A. D. 1900.

SEC. 6. That from and after the passage of this Act, there shall be assessed upon all taxable polls in this State a tax of one dollar on each poll, the proceeds of which tax shall be applied solely to educational purposes. Every male citizen between the ages of twenty-one and sixty years, except those incapable of earning a support, from being maimed or from other causes. and except those who are made exempt by law, shall be deemed taxable polls.

Poll tax.

Who liable.

SEC. 6a. Any person who shall fail or refuse to pay said poll Failure to tax within the time prescribed by law, shall be guilty of a misden pay poll tax a misdemeanor. meanor, and, on conviction thereof before a Magistrate, shall be punished by a fine of not more than ten dollars, or by imprisonment at hard labor upon the public works of the county not more than twenty days: Provided, That the county shall not pay the costs or fees of any Constable or Sheriff for the execution of any warrant or other process issued in any case by virtue of the provisions of this section, unless the defendant in such case shall be arrested and convicted. For services herein rendered by those Magistrates and Constables who receive salaries, they shall receive, in addition to such salaries as they are now entitled to have by law, the said costs and fees: Provided. That said costs and fees be collected out of and paid by defendants.

SEC. 7. That all taxes assessed and payable under this Act In what shall be paid in the following kinds of funds, and no other: Gold funds payable. and silver coin, United States currency, national bank notes, and coupons which shall become due and payable during the year 1900 on the consolidated bonds known as brown bonds, and the bonds of this State known as blue bonds, and any other State bonds which may be issued by authority of an Act of the

General Assembly, the coupons of which are by such Act made receivable for taxes: Provided, however, That jury certificates and per diem of State witnesses in the Circuit Court and all county claims which have been approved and certificates issued by the County Board of Commissioners shall be receivable for county taxes, not including school taxes.

When payable.

SEC. 8. That all taxes herein assessed shall be due and payable from the 15th day of October to the 31st day of December, 1900, and the several County Treasurers shall collect the same in manner prescribed by law, and give receipts therefor to the several parties paying the same, in which the real estate paid on shall be briefly described, and the value of the personal property paid on shall be stated, together with the time such taxes are paid, and the amount of the same.

Notice to be given by County Treasurers, maniculately are receipt of the tax duplicate for the year from the County Audity Treasurers. tor, shall cause a notice to be inserted in one county newspaper of his county, stating the rate per centum of the levy for State purposes, and the rate per centum for all other purposes on the duplicates for the present fiscal year; and if any special levies have been made on the property of the school or other district not affecting an entire county, the total rate of levies in such district shall also be stated in such notice.

Collection of taxes from delinquents.

SEC. 10. That when the taxes and assessments, or any portion thereof, charged against any property or party on the duplicate for the present fiscal year, shall not be paid on or before the 31st day of December, 1000, the County Treasurer shall proceed to collect the same, together with the penalty of fifteen per centum on the amount so delinquent; and if the amount of such delinquent taxes, assesments and penalties shall not be paid on or before the 15th day of January, 1901, or collected by distress or otherwise, then the same shall be treated as delinquent taxes on such real or personal property according to law.

Personal ble to distress.

SEC. 11. That all personal property subject to taxation shall property de-linquent lia- be liable to distress and sale for the payment of taxes and assessments as provided by law.

How collected on real estate.

SEC. 12. That all real property returned delinquent by County Treasurers, upon which the taxes shall not be paid by distress or sale of personal property, or otherwise, shall be seized and sold as provided by law. The distress and sale of personal property shall not be a condition precedent to seizure and sale of any real property hereunder.

Sec. 13. That the County Board of Commissioners, in each of the several counties of this State, shall levy a tax of three (3) mills on the dollar, upon all taxable property of their respective counties, for the support of public schools in their respective counties, which shall be collected at the same time and by the same officer as the other taxes for this year, and shall be held in the county treasuries of the respective counties, and paid out exclusively for the support of public schools, as provided by law.

A. D. 1900. School tax.

SEC. 14. That all personal property used in connection with Taxon mines and mining mines and mining claims, and all lands not actually mined connected with mines and mining claims, shall be assessed for taxation and be taxed as is done as in the case of other personal and real estate; that in all cases where land is actually mined, such land shall not be assessed for taxation or taxed, but in lieu thereof the gross proceeds alone of such mine and mining claims shall be assessed and taxed, and such gross proceeds shall be ascertained and determined by the cash market value of the material mined.

SEC. 15. That in anticipation of the collection of the taxes Governor hereinbefore levied, the Governor and State Treasurer be, and may borrow. they are hereby, empowered to borrow on the credit of the State, so much money as may be needed to meet promptly at maturity the interest which shall mature on the first day of July, 1900, and on the first day of January, 1901, on the valid debt of the State, and to pay the current expenses of the State government for the present fiscal year: Provided. That the sum so borrowed shall in no event exceed the amount of three hundred thousand dollars.

Sec. 16. It shall be unlawful for any officer or officers authorized to make contracts, to be paid from the money the levies make contracts in exprovided in this Act, to make any contract or contracts in cess of levy. excess of the money provided to be raised by said levies, and any officer or officers convicted of violating the provisions of this section, shall be punished as for a misdemeanor. All contracts made in violation of this section shall be void.

Unlawful to

SEC. 17. That this Act shall take effect from and immedi- when to take ately after its approval.

Approved the 17th day of February, A. D. 1900.

No. 265.

No. 119. AN ACT to Make Appropriations to Meet the Ordinary EXPENSES OF THE STATE GOVERNMENT FOR THE FISCAL YEAR COMMENCING JANUARY IST, 1900.

Section 1. Be it enacted by the General Assembly of the Appropria- State of South Carolina, That the following sums, if so much be necessary, be, and that the same are hereby, appropriated to meet the expenses of the Executive Department, as follows:

EXECUTIVE DEPARTMENT.

For Governor and his office

(2) For the salary of the Governor, three thousand dollars; for the salary of the Governor's Private Secretary, thirteen hundred and fifty dollars; the salary of the Governor's Messenger, four hundred dollars; for the contingent fund of the Governor, for rewards and other purposes, five thousand dollars, out of which shall be paid the reward of one hundred and fifty dollars for the arrest and delivery of the slaver of Z. E. McQuaige to the Sheriff of Chesterfield County; for stationery and stamps for the Governor, three hundred dollars.

For department of Secretary of State.

(3) For the salary of the Secretary of State, nineteen hundred dollars; for the salary of the Clerk of the Secretary of State, thirteen hundred and fifty dollars; for the contingent fund of the Secretary of State, one hundred and fifty dollars; for stationery and stamps for the Secretary of State, five hundred dollars; for books, blanks and stationery, general election, five hundred dollars; for extra clerk hire, three hundred dollars; and three hundred dollars for books, blanks, charters, etc.; for repairs and attention to wiring State House, one hundred and eighteen dollars and twenty cents; for repairing and cleaning closets in State House, thirty-four dollars and seventy-five cents.

(4) For salary of the Comptroller General, nineteen hun-For depart— (4) For salary of the Comptroller General, nineteen hun-ment of Comp-troller Gene- dred dollars; for the salary of the Chief Clerk Comptroller General, fourteen hundred dollars; for the salary of additional Clerk Comptroller General, fourteen hundred dollars, as provided for by an Act passed at this session; for the salary of the Book-keeper of the Comptroller General, fourteen hundred dollars; for the contingent fund of the Comptroller General, two hundred dollars; for stationery and stamps for the Comptroller General, three hundred dollars; for printing for the Comptroller General, five hundred dollars; for the traveling expenses of the Comptroller General and his assistants in examining the books and papers and accounts pertaining to the offices of the Auditors and Treasurers of the respective counties and other county officers, five hundred dollars; for expenses incurred in examining records, vouchers, &c., three hundred and ninetyeight dollars and fifty cents, if so much be necessary, to be paid upon the warrant of the Comptroller General, who shall file as vouchers itemized statements of the actual expenses.

A. D. 1900.

(5) For the salary of the State Treasurer, nineteen hun- For Treadred dollars; for the salary of the Chief Clerk of the State ment. Treasurer, fifteen hundred dollars; for the salary of two Bookkeepers in the office of the State Treasurer, each thirteen hundred and fifty dollars; for the contingent fund of the State Treasurer, two hundred dollars; for the printing of bonds and stocks and to pay for bonds and stocks already printed, five hundred dollars, if so much be necessary; for stamps and stationery for the State Treasurer, two hundred dollars.

(6) For the salary of the Superintendent of Education, For Superintendent of Education, tendent of Education nineteen hundred dollars; for the salary of the Clerk of the ucation. Superintendent of Education, nine hundred dollars; stenographer and typewriter, four hundred dollars; the contingent fund of the Superintendent of Education, two hundred dollars; for printing books and blank forms for the use of public schools, six hundred dollars; for the State Board of Education, five hundred dollars, if so much be necessary; for stationery and stamps for the Superintendent of Education, two hundred dollars, and three hundred dollars for traveling expenses of the Superintendent of Education: Provided, That an itemized statement of such expenses be kept by the State Superintendent of Education, and reported by him to the next General Assembly.

(7) For the salary of the Adjutant and Inspector General, For Adjutant twelve hundred dollars; for the salary of the Clerk of the Adju-General. tant and Inspector General, nine hundred dollars; for retracing rolls of Mexican veterans, twenty-five dollars; for the salary of the State Armorer and for the expenses of maintaining the State Armory for the fiscal year 1900, three hundred and fifty dollars; for the contingent fund of the Adjutant and Inspector General, five hundred dollars: for stationery and stamps for the Adjutant and Inspector General, one hundred and fifty dollars; for collecting arms, freights, advertisements, printing, expenses

of inspection, purchasing missing parts of arms and ammunition, five hundred and fifty dollars, if so much be necessary; for the purpose of assisting companies to maintain their organization, eight thousand dollars, to be distributed by the Adjutant and Inspector General in accordance with the militia laws of the State, if so much be necessary, to be paid out to the Captain of each company for distribution upon the warrants of the Comptroller General, which warrants shall be issued when the apportionment of each company is certified to the Comptroller General by the Adjutant and Inspector General, and countersigned by the Captain of the company to which the apportionment is made.

For Attorney General.

(8) For the salary of the Attorney General, nineteen hundred dollars; for salary of Assistant Attorney General, thirteen hundred and fifty dollars; for the contingent fund of the Attorney General, one hundred and fifty dollars; for stationery and stamps for the Attorney General, one hundred dollars; for the expenses of litigation, fifteen hundred dollars, if so much be necessary; for extraordinary expenses, five hundred dollars, if Attorney so much be necessary; and the Attorney General is hereby auconduct all thorized and required to conduct all litigation which may be litigations. necessary for any of the departments of the State Government, or any of the boards connected therewith; and all such boards or departments are hereby forbidden to employ any counsel for any

licitors.

General t

purpose, except through the Attorney General and upon his advice: Provided, That this provision shall not apply to suits Dockets and pending prior to December 22d, 1882: Provided, further, That blanks for Soout of the litigation fund the Attorney General shall pay for dockets and blank indictments for the several Circuit Solicitors. and such other expenses he may deem advisable, including the necessary hire of a typewriter and stenographer.

For Railroad Commissi on -

(9) For the salary of Railroad Commissioners, fifty-seven hundred dollars; for the salary of Secretary of Railroad Commissioners, twelve hundred dollars; and seven hundred and fifty dollars to pay the contingent expenses and rent of the office for the fiscal year commencing January 1st, 1900, if so much be necessary; to be advanced by the State until the same shall have been collected from the railroad, express and telegraph companies of this State in the manner prescribed by law, and when collected to be placed in the State Treasury.

(10) For the salary of the State Librarian, eight hundred For State Librarian. dollars; for the contingent fund of the State Librarian, one

hundred and seventy-five dollars; for stationery and stamps for the State Librarian, three hundred doilars; for the purpose of purchasing and binding books and documents for the State Library, one hundred dollars; for the purchase for the State Library of twenty-five copies of Moorman's Digest of South Carolina Reports, one hundred and eighty-seven and 50-100 dollars.

A. D. 1900.

(11) For the salary of two watchmen for the State House For and grounds, eight hundred dollars.

(12) For the salary of janitor of the State House, one hundred and sixty dollars.

For Janitor

(13) For the salary of the engineer of the State House heating apparatus for seven months in the year, seventy-five dollars per month; for the salary of two firemen of the State House heating apparatus for seven months in the year, thirty-five dollars per month each, and the engineer to be paid seventy-five dollars per month for the balance of the year for keeping in order engines, boilers, etc.: Provided, That he attend to them once in every fifteen days; this amount to be in full for all charges for labor: Provided, further, That the Superintendent of Penitentiary be required, when called upon by the Keeper of the State House and Grounds, to furnish such convict labor as he may need to keep said State House and grounds in good order. For repairs on State House, two hundred dollars, if so much be necessary; for repairs on heating apparatus for the State House, two hundred dollars, if so much be necessary.

For heating

- (14) For the contingent fund of the Keeper of the State House and Grounds, one hundred dollars.
- For contingent fund of Keeper of State House.
- (15) For renewing the inscription on the Confederate monument in State House grounds, twenty-five dollars, if so much tion on Confederate monbe necessary.

ument.

JUDICIAL DEPARTMENT.

SEC. 2. That the following sums, it so much be necessary, be, suprementally and the same are hereby, appropriated to meet the expenses of Court Judges, Circuit Judges. the Judicial Department, as follows: For the salary of Chief es, Solicitors, Stenograph-graph des, two thousand eight hundred and fifty dollars; for the ers, Librariau, dec. salary of Associate Justice Eugene B. Gary, thirty-two hundred and twenty-nine and 17-100 dollars; for the salary of Associate Justice Y. J. Pope, twenty-eight hundred and fifty dollars; for the salary of Associate Justice Ira B. Jones, twenty-eight hundred and fifty dollars; for the salary of the Judge of the First

Judicial Circuit, three thousand dollars; for the salary of the Judge of the Second Judicial Circuit, three thousand dollars; for the salary of the Judge of the Third Judicial Circuit, three thousand dollars; for the salary of the Judge of the Fourth Judicial Circuit, three thousand dollars; for the salary of the Judge of the Fifth Judicial Circuit, three thousand dollars; for the salary of the Judge of the Sixth Judicial Circuit, three thousand dollars; for the salary of the Judge of the Seventh Judicial Circuit, three thousand dollars; for the salary of the Judge of the Eighth Judicial Circuit, three thousand dollars; for the salaries of the Solicitors, eleven thousand and fifty dollars; for the salaries of the Stenographers of the Circuit Courts, ten thousand dollars; for the pay of the Clerk of the Supreme Court, eight hundred dollars; for the salary of the State Reporter, nine hundred dollars; for the salary of Librarian of the Supreme Court, eight hundred dollars; for the pay of the Messenger of the Supreme Court, two hundred dollars; for the contingent fund of the Supreme Court, five hundred dollars; for the purchasing of books for the Supreme Court Library, five hundred dollars; for the salary of attendant on Supreme Court, two hundred dollars; for the purchasing of one hundred copies each of the fifty-fifth and fifty-seventh volumes of the Supreme Court Reports, twelve hundred dollars.

HEALTH DEPARTMENT.

SEC. 3. (1) That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Health Department, as follows:

For quarantine at Charleston.

- (2) The salary of the Quarantine Officer at Charleston, sixteen hundred and fifty dollars; for the expenses of maintaining quarantine stations, Charleston harbor, one thousand dollars.
- At St. Hele(3) For the salary of Quarantine Officer at St. Helena,
 seven hundred dollars; for the expenses of quarantine station
 at St. Helena, two hundred dollars.
- At Port Royal, Seven hundred dollars; for expenses of a quarantine station at Port Royal, three hundred dollars; for the salary of the keeper of the hospital building at Port Royal, one hundred and seventy-five dollars.
- At George (5) For the salary of the Quarantine Officer at Georgetown, four hundred and fifty dollars; for the expenses of quarantine station at Georgetown, one hundred and fifty dollars.

(6) For the salary of the keeper of the Lazaretto, three hundred dollars.

(7) For the purpose of carrying out the provisions of the For State Act establishing a State Board of Health, twenty-two hundred Health. dollars, if so much be necessary; for clerk hire for Secretary of Board, three hundred dollars.

(8) For the purpose of carrying out the provisions of an thing against Act quarantining the State against contagious and infectious diseases. diseases, fifteen thousand dollars, to be expended under the supervision and by consent of the Governor.

TAX DEPARTMENT.

- Sec. 4. (1) That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Tax Department, as follows:
- (2) For the salaries of County Auditors, twenty-five thou- For County sand five hundred dollars.

(3) For printing books, etc., for County Auditors and Trea- For County Treasurers. surers, twenty-five hundred dollars.

SOUTH CAROLINA UNIVERSITY.

- Sec. 5. (1) That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the South Carolina University, namely:
- (2) For the support of the schools in the South Carolina For South Carolina Col-College in Columbia, twenty-seven thousand dollars; for all lege. purposes, including ordinary repairs, general expenses, improving of buildings and sanitary arrangements, and the library and salary of Librarian, to be paid upon the application of the Board of Trustees, on the warrant of the Comptroller General: Provided, That suitable courses of study are provided in said institution for the deserving of both sexes: Provided, further, That nothing contained herein shall interfere with the students of the normal department.

WINTHROP NORMAL COLLEGE.

For the support of Winthrop Normal and Industrial College For Winthrop College. of South Carolina, including running expenses, equipment and permanent improvements, thirty-three thousand dollars; that the sum of five thousand four hundred and fifty dollars, if so much be necessary, be, and the same is hereby, appropriated for the scholarships provided by law for the Winthrop Normal

College of South Carolina; for the erection of a dormitory for Winthrop Normal and Industrial College, the sum of thirtyfive thousand dollars, appropriated at this session for that purpose in an Act providing for the erection of said dormitory.

SOUTH CAROLINA MILITARY ACADEMY.

For the support of the beneficiary cadets of the South Caro-For South Carolina Military Academy, twenty thousand dollars; for repairs and furniture, fifteen hundred; for equipment, seven hundred and fifty dollars; for deficiency, as shown by report of Board of Visitors, six thousand two hundred and fifty dollars, to be paid on the warrant of the Comptroller General, issued upon the requisition of the Chairman of the Board of Visitors of said Academy.

THE COLORED STATE INDUSTRIAL, NORMAL AND MECHANICAL COLLEGE.

For Colored College at Orangeburg.

For the Colored State Industrial, Normal and Mechanical College, at Orangeburg, for maintenance, new buildings and equipment, eight thousand dollars, to be paid on the application of the Board of Trustees on the warrant of the Comptroller General.

PENAL AND CHARITABLE INSTITUTIONS.

Sec. 6. (1) That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the penal and charitable institutions as follows:

SOUTH CAROLINA PENITENTIARY.

For the Penitentiary.

(2) For the salary of the Superintendent of the Penitentiary, nineteen hundred dollars; for the salary of the Captain of the Guards, one thousand and fifty dollars; for the salary of the Physician of the Penitentiary, to be appointed by the Superintendent, one thousand and fifty dollars; for the salary of the Chaplain of the Penitentiary, to be appointed by the Superintendent of the Penitentiary, six hundred dollars; for the Clerk of the Penitentiary, twelve hundred dollars, for which amount the Comptroller General is authorized and directed to issue his warrants. The balance in the hands of the Board of Directors of the South Carolina Penitentiary on December 31, 1899, together with all other amounts received or to be received from the hire of convicts, or from any other source, during the current fiscal year, be, and the same are hereby, appropriated for the support of the Penitentiary, and for any other purposes required by law which are not herein indicated.

A. D. 1900.

STATE HOSPITAL FOR THE INSANE.

(4) For the salary of the Superintendent and Physician of For the State Hospital for the Insane, three thousand dollars; for the Insane. the per diem and mileage of the Board of Regents of the State Hospital for the Insane, each of whom shall be entitled to receive four dollars per day for each day actually engaged in attending the meetings of the said Board, and mileage of five cents per mile actually traveled, twelve hundred dollars, if so much be necessary; for the current expenses and support of the State Hospital for the Insane, one hundred thousand dollars; for the payment on Wallace property, forty-six hundred dollars; for repairs and building purposes, ten thousand dollars: Provided, That no further liability be incurred by the Board of Regents on account of said buildings.

DEAF, DUMB AND BLIND ASYLUM.

For the support of the Deaf, Dumb and Blind Asylum, and For the Deaf, Dumb and for repairs, twenty thousand dollars; for the purpose of erect- Blind Asylum. ing and equipping a brick building for the colored students, ten thousand dollars.

CATAWBA INDIANS.

For the Catawba Indians, eight hundred dollars, to be paid For the Caupon the application of the Agent, upon the warrant of the dians. Comptroller General: Provided, That said Agent before receiving his warrant enter into bond in the sum of sixteen hundred dollars, with security to be approved by the Governor, for the faithful discharge of his duty in the disbursement of any funds which may hereafter come into his hands: Provided, further, That the said funds be distributed among the Catawba Indians living in South Carolina: Provided, That the Secretary of State shall issue the commission of said Agent without charge: Provided, further, That the sum of two hundred dollars is hereby appropriated for school purposes for said Indians, to be expended through their Agent under bond as above specified: Provided, That said Agent shall not receive exceeding five per cent. for receiving and disbursing any funds which may come into his hands, as provided above.

MISCELLANEOUS.

SEC. I. (I) That the following sums, if so much be necessary, be, and the same are hereby, appropriated for miscellaneous expenses, as follows:

For water for public institutions.

(2) For the payment of water used in the public institutions of the State located in Columbia, two thousand dollars, to be paid on the warrant of the Comptroller General.

For claims passed.

(3) To pay the claims passed by the General Assembly at its regular session of 1900, eight thousand dollars, if so much be necessary, to be paid by the State Treasurer upon warrants of the Comptroller General; for the salaries of the Supervisors of Registration, twelve thousand dollars.

For the public printing.

(4) To pay for the public printing of this fiscal year, twelve thousand dollars, including such sum or sums as have heretofore been authorized to be drawn from the State Treasury during the present session on account of public printing for 1900, if so much be necessary, and no amount in excess of said sum shall be drawn or expended, any existing law to the contrary not-withstanding; five hundred and twenty dollars, if so much be necessary, of this appropriation shall be applied to the payment of and for binding the Acts, Journals and Reports and Resolutions of the General Assembly.

For repairs to Governor's Mansion. (5) For repairs and improvements to the Governor's Mansion, two hundred and fifty dollars, if so much be necessary, to be paid on the warrant of the Comptroller General.

For lighting State House and other public buildings.

(6) For the lighting of the State House and grounds, the State Hospital for the Insane, the South Carolina College grounds, the Governor's Mansion and the State Penitentiary for one year, the sum of twenty-seven hundred and forty dollars, in order to carry out the terms of the contract heretofore authorized to be made by the Governor with the Columbia Electric Street Railway, Light and Power Company, if so much be necessary; and for lighting the basement of the State House with gas, one hundred and fifty dollars.

For fuel for State House.

(7) To pay for the fuel for the purpose of heating the State House, one thousand dollars, if so much be necessary.

For pensions.

(8) For the purpose of an Act entitled "An Act to provide for the relief of certain soldiers and sailors, and widows of soldiers and sailors, of the late war between the States," approved December 24th, 1887, or Acts amendatory thereto, one hundred thousand dollars; six hundred dollars for clerical work, and one hundred and twenty dollars for stationery and

postage incident thereto, if so much be necessary; said appropriations to be paid at such times during the current fiscal year as may be designated by the State Board of Pensions: Provided, That the Pension Board shall, before paying out any of the How paid amount hereby appropriated, revise the whole list of pensions, and only those to be found to be in actual need of support, whose names are now on the list or may hereafter be put thereon: Provided, further, That the Governor, Comptroller General and Treasurer be, and they are hereby, authorized to borrow from time to time, such amounts as may be necessary to meet this appropriation: Provided, further, That the Comptroller General is authorized to issue his warrants to the Clerk of the Court of the several counties, for such amounts as may be determined as belonging to the pensioners of such county, to be by him disbursed according to law: Provided, That all expenses incurred in the distribution of said funds be paid out of the appropriation for pensions: Provided, further, That pensioners of 1899, who were regularly on the roll of pensions of 1800, and by accident or error were left off of the roll, shall first be paid an amount equal to that paid other pensioners of like class for 1899.

A. D. 1900,

(9) For the salary of Phosphate Inspector, twelve hundred dollars; for expenses of Phosphate Commissioner, two hundred spector. and fifty dollars.

(10) For the aid of the State Agricultural and Mechanical For Agricultural and Mechanical Society of South Carolina, twelve hundred dollars, to be paid chanical Society on the application of the President of the said Society upon the warrants of the Comptroller General: Provided. The sum herein appropriated shall be expended for said purposes under the supervision of the Governor, Secretary of State and Chairmen of the Committee of Agriculture of the House of Representatives and Senate, who shall make report to the General Assembly, of their disposition of the same: Provided, further, No part of said sum shall be awarded for any exhibit at any place where vulgar shows or gambling is allowed, nor for exhibits in any department not open to or confined to all citizens of South Carolina, nor at any public fair unless the association conducting the same shall employ all of receipts from whatever sources to the payment of current expenses and premiums.

(11) For the pay of Commissioners and Managers of Elections, sixteen thousand dollars; to pay for advertising notices Managers of of election, two thousand dollars: Provided, That all notices of elections published in the newspapers throughout the State shall

be printed unleaded and not in larger type than brevier, and no more shall be charged or paid for any such notice than one dollar per seventy-five words for the first insertion, and fifty cents per seventy-five words for the second or subsequent insertion, and the Secretary of State shall provide the form of notice.

For committees for examining books of penal and cha-ritable institutions and of State Treasurer.

(12) For the per diem and mileage of Committee on Penal and Charitable Institutions, W. B. Love and Francis H. Weston, for examining the books of above named institutions of the State, two hundred and eighty-four dollars and forty cents; for the per diem and mileage of Geo. S. Mower, W. J. Johnson and H. H. Evans, three hundred and forty-seven dollars and seventy cents, for examining the books of the State Treasurer, Comptroller General and Sinking Fund Commission. the State Treasurer is hereby authorized to credit the account of James Reid by the sum of six hundred and thirty-seven and 95-100 dollars, so as to close the same.

For Messenger of Elec-

(13) For the pay of Messenger of Elections, fifteen hundred dollars. •

For deficiencу.

(14) For the payment of a deficiency of one hundred and forty-eight dollars and five cents, for the payment of the following, to wit: C. E. Sawyer, one hundred and thirty-nine dollars and sixty cents, lighting State House and grounds, eight dollars and forty-five cents, which sums having been paid by the State Treasurer, are hereby validated.

For Code Commission-

(14) For salary Code Commissioner, four hundred dollars.

For storm House.

(15) For storm doors on North and South of State House. doors for State two hundred and fifty dollars.

For rewiring State buildings.

(16) For rewiring State House, Governor's Mansion, Penitentiary, Hospital for the Insane, Library, Y. M. C. A. room, gymnasium, two Literary Society halls, the Law School room and Science Hall, at the South Carolina College, four thousand How con-five hundred dollars, if so much be necessary: Provided. That the contracts shall be awarded to the lowest responsible bidder; the contract for the State Hospital for the Insane by the Superintendent of said Hospital, and the contracts for the Governor's Mansion and the State House and other buildings by the Secretary of State—they shall advertise for bids for said work for three weeks in some daily paper published in the city of Columbia, said advertisement to be inserted twice a week for said For certain period; for trees, plants and material, one hundred dollars; for improvements of State House, four hundred dollars; for cutting walls in basement to open two additional rooms, two

tracts shall be awarded.

and grounds.

hundred dollars; for repairs to water closets and urinals, one hundred dollars; for one hundred chairs for House and Senate galleries, one hundred dollars; for desk for State Librarian, twenty-three dollars: Provided, further, That the Superintendent of the Penitentiary is hereby required, when called upon by Keeper of the State House and Grounds, to furnish such convict labor, teams and material, and to erect and repair all furniture, fixtures and fittings that may be necessary to keep such State House and grounds, and furniture and fittings therein, in good order.

A. D. 1900.

(17) For printing Constitutions of South Carolina, to be sold For printing Constitution's by the Secretary of State at actual cost, two hundred dollars: of the State. Provided. That all amounts received for the sale of said Constitutions, after supplying public officials entitled to have copies of said Constitution furnished them by the State, shall be paid over by the Secretary of State to the State Treasurer.

(18) For repairing the roof of State House, two hundred State House. and fifty dollars.

(19) Five hundred dollars, if so much be necessary, to For prosecuenable the Governor and State Treasurer to furnish to Senators against the United States. and Representatives in Congress from this State the information required for use by them in presenting the claims of the State against the United States, under the terms of "A Joint Resolution to request and direct the Governor and State Treasurer to furnish to our Senators and Representatives in Congress as to the claims of the State against the United States growing out of the common defense, and to revoke any former agency." Said sum to be disbursed on the warrant of the Comptroller General under the order of the Governor and State Treasurer.

(20) Two hundred and fifty-two dollars, to pay expenses of For expenses suits brought by the telegraph companies against the Railroad graph compa-Commissioners which have been settled under advice of the Railroad Com-Attorney General—warrants for the payment of said expenses shall be drawn by the Comptroller General on the order of the Attorney General.

(21) For the erection of the Chickamauga Monument, ten For Chickathousand dollars, appropriated in the Act providing for the mauga Monuerection of said monument.

INTEREST ON PUBLIC DEBT.

SEC. 13. (1) That the sum of two hundred and eighty-five For interest on public debt.

thousand and forty-five 45-100 dollars, if so much be necessary, be, and the same is hereby, appropriated to pay the interest on the valid debt of the State, which shall mature first day of July, 1900, and on the first day of January, 1901, and for unpaid interest payable in prior years: *Provided*, That payment by the State Treasurer of the semi-annual interest on the valid debt of the State which matured on the first day of January, 1900, be, and the same is hereby, confirmed and validated.

For interest on certain old bonds, &c. (2) For the payment of past due interest likely to accrue on old bonds and stocks liable to be funded under the law of this State, twenty thousand dollars, if so much be necessary.

How appropriations shall be paid. SEC. 14. That the amount specified in the preceding sections of this Act for salaries and clerical services shall be paid in monthly instalments, unless otherwise provided for, and shall be paid upon the warrants of the Comptroller General on the application of the various officers entitled to the same: *Provided*, That the accounts and vouchers upon which applications are made shall be filed with the Comptroller General before issuing his warrants on the State Treasurer for the same, and that for the purchase of stamps, the Comptroller General is hereby authorized to issue his warrant to such officers.

Reports of disbursements to be made.

SEC. 15. That the moneys hereinbefore set apart, to be used as contingent funds and for other purposes for the various officers for the State government, shall be duly accounted for, and such officers shall make a detailed statement of the disposition made thereof to the General Assembly at its next regular session: *Provided*, That no officer authorized to make contracts or draw funds from said appropriation shall expend, or make contracts for expending, more than has been specified for any purpose by this Act.

Accounts to be itemized.

SEC. 16. That the Comptroller General shall not issue his warrant on the Treasurer in payment of any account, whether contingent, traveling expenses, stamps or other appropriations, unless an itemized account is rendered.

When to go into effect.

SEC. 17. That this Act shall take effect from and immediately after its approval.

From what funds paid.

Sec. 18. That the appropriation herein made shall be paid from the usual income of the State, and any unexpended balances in the hands of the Treasurer not otherwise appropriated.

Repealing clause.

SEC. 19. That all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

Approved the 17th day of February, A. D. 1900.

No. 266.

A. D. 1900.

No. 118.

AN ACT TO MAKE APPROPRIATIONS FOR THE PAYMENT OF THE PER DIEM, MILEAGE AND STATIONERY CERTIFICATES OF THE MEMBERS OF THE GENERAL ASSEMBLY, THE SALA-RIES OF THE SUBORDINATE OFFICERS AND EMPLOYEES THEREOF, AND FOR OTHER PURPOSES HEREIN NAMED.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the following sums, if so much Appropriabe necessary, be, and the same are hereby, appropriated to meet lative penses. the expenses of the General Assembly at its regular session, beginning the 9th day of January, 1900, to the close of the session, and for other purposes named herein, as is more specially indicated in the several succeeding sections of this Act, that is to say:

SENATE.

SEC. 2. That the following sums, if so much be necessary, be, For expenses of the session and the same are hereby, appropriated to pay the expenses of of the Senate. the Senate from the 9th day of January, 1900, to the close of the session, as follows: For the per diem, at four dollars per day, mileage and stationery certificates of the members of the Senate, and the presiding officer thereof, at eight dollars per day, if so much be necessary, eight thousand dollars. For the pay of R. R. Hemphill, Clerk of the Senate, eight hundred dollars; and for the pay of R. M. McCown, Assistant Clerk of the Senate, two hundred and fifty dollars; for the pay of W. Boyd Evans, Journal Clerk of the Senate, one hundred and sixty dollars; and four dollars per day for the number of days he may be actually engaged in the work of the Senate after the adjournment thereof, not to exceed twenty days, said number of days of such engagement to be certified by the Journal Clerk; for the pay of W. H. Stewart, Reading Clerk of the Senate, two hundred and fifty dollars; for the pay of John T. Gaston, Sergeant-at-Arms of the Senate, two hundred dollars; for the pay of E. A. Perry, Bill Clerk of the Senate, one hundred and sixty dollars; for the pay of F. E. Holman, Clerk of the Judiciary Committee of the Senate, one hundred and sixty dollars; for the pay of J. E. Baumgard, Clerk of the Finance Committee of the Senate, one hundred and sixty dollars; for the pay of J. F. Gooding, J. F. Schumpert and W. Eugene Cook, Doorkeepers of the Senate, one hundred and twenty dollars each; for the pay of Mack

Richardson and G. W. Nobles, laborers, each eighty dollars; for the pay of Wm. Godfrey, keeper of the President's room, one hundred and twenty dollars; for the pay of W. C. Evans, porter of the Senate, twenty dollars; for the pay of Milton Alexander and W. C. Hopper, pages of the Senate, each eighty dollars; for the pay of N. O. Pyles, mail carrier of the Senate, one hundred and twenty dollars; for the pay of G. H. Waddell, Chaplain of the Senate, fifty dollars; and for the incidental and contingent fund of the Senate, six hundred dollars, if so much be necessary, to be paid on certificate drawn by the President of the Senate and attested to by the Clerk of the Senate, on accounts audited by the Committee on Contingent Accounts, and passed by the Senate: Provided, That no part of said contingent fund be used in giving extra pay to any of the employees of the Senate: And Provided, further, That an itemized statement thereof be filed with the Comptroller General and included in his report.

Sec. 3. That the following sums, if so much be necessary, be, For expenses of the House of Representa and the same are hereby, appropriated to pay the expenses of the House of Representatives from the 9th day of January, 1900, to the close of the session, as follows: For the per diem, at four dollars per day, mileage and stationery certificates of the members of the House of Representatives, twenty-five thousand dollars; for the pay of Thomas C. Hamer, Clerk of the House of Representatives, eight hundred dollars; for the pay of J. P. Richards, Assistant Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of M. G. Donald, Journal Clerk of the House of Representatives. one hundred and sixty dollars, and four dollars per day for the number of days he may be actually engaged in the work of the House of Representatives after the adjournment thereof, not to exceed twenty days, said number of days of such engagement to be certified by said Journal Clerk; for the pay of J. S. Withers, Reading Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of John H. Peurifoy, Bill Clerk of the House of Representatives, one hundred and sixty dollars; for the pay of N. H. Stansell, Sergeant-at-Arms of the House of Representatives, two hundred dollars; for the pay of W. G. Mathis. Clerk of the Committee of Ways and Means of the House of Representatives, one hundred and sixty dollars; for the pay of A. R. Young, Clerk of the Judiciary Committee of the House of Representatives, one hundred and sixty dollars;

for the pay of Peter Sanders, W. O. Harmon and W. R. Monday, Doorkeepers of the House of Representatives, each one hundred and twenty dollars; for the pay of A. B. West, B. D. Caughman, A. K. Senn and Miles P. McSweeney, Pages of the House of Representatives, each eighty dollars; for the pay of John Simmons, Callie Rollin, Archie Oliphant, laborers of the House of Representatives, each eighty dollars; for the pay of West Oliphant, porter of the Judiciary Committee of the House of Representatives, eighty dollars; for the pay of Rush Carwile, porter of the Ways and Means Committee of the House of Representatives, eighty dollars; for the pay of J. N. Pearman, keeper of the Speaker's room, one hundred and twenty dollars; for the pay of T. C. Sturkie, mail carrier of the House of Representatives, one hundred and twenty dollars; for the pay of Rev. C. D. Mann, Chaplain of the House of Representatives. fifty dollars; for the incidental and contingent fund of the House of Representatives, seven hundred dollars, if so much be necessary, to be paid on certificates drawn by the Speaker of the House of Representatives and attrested by the Clerk of the House of Representatives, on account audited by the Committee on Contingent Accounts, and passed by the House of Representatives: Provided, That no part of said contingent fund be used to give extra pay to any of the employees of the House of Representatives: And Provided, further, That an itemized statement thereof be filed with the Comptroller General, and included in his report.

ENGROSSING DEPARTMENT.

SEC. 4. The sum of forty-two hundred dollars, if so much be grossing Denecessary, be, and the same is hereby, appropriated to pay the partment. expenses of the Engrossing Department of the General Assembly from the 9th day of January, 1900, inclusive, to the close of the session as follows:

For the pay of J. M. Johnson, T. S. Sease, W. H. Townsend, W. St. Julien Jervey, J. K. Henry, John S. Wilson, J. W. Thurmond, Solicitors, and J. E. Boggs, Acting Solicitor, in the Engrossing Department, office of the Attorney General, each four dollars per day for each day in actual attendance upon the session of the General Assembly. For the pay of F. F. Covington, S. K. McDonald, Z. A. Searson, James L. Jervey, G. S. Dusenbury, L. E. Norryce, Mrs. Preston L. Melton, Miss Mae Dozier, Miss Lyad Mathews, Miss Lucy Barron, Miss Dora Stansell,

Miss Jennie Gibbes, Miss Lucy Evans, H. P. Mitchel, B. A. Hawkins, Miss Ada Eliza Thorn, Miss Mary G. Jenkins, Mrs. S. Reid Stoney, John Smart, and Miss Elizabeth Walker, S. C. King, clerks in the (Engrossing Department) office of the Attorney General, each four dollars per day for the time actually employed: Provided, That before they shall be paid, the Chief Clerk of the Engrossing Department shall certify that the number of days for which they are paid is correct, and that they were actually employed for that number of days in the Engrossing Department. To pay the mileage of the Circuit Solicitors, as follows: J. S. Wilson, six and 10-100 dollars; J. M. Johnson, ten and 30-100 dollars; W. St. Julien Jervey, thirteen dollars; T. S. Sease, nine and 30-100 dollars; J. K. Henry, six and 70-100 dollars; W. H. Townsend, seven dollars; J. W. Thurmond, six and 10-100 dollars, and J. E. Boggs, Acting Solicitor, sixteen and 70-100 dollars. For the pay of James S. Bowen, porter of the Engrossing Department, eighty dollars; for the pay of N. O. Pyles, mail carrier to the Engrossing Department, forty dollars.

LABORERS FOR THE ENGROSSING DEPARTMENT.

For laborers for the Engrossing Department.

For the pay of L. M. Stokes, flag-keeper, two dollars per De-diem; for the pay of Nicholas Mahler, James Grayton and Richard Gilliard, one dollar per day for each day of the session they were actually employed; for special assistants to Keeper of the State House, Matilda Brown, janitress, twelve dollars; for the pay of Assistant to Clerk T. C. Hamer, 1899, one hundred and forty (\$140.62) and 62-100 dollars, the same to be paid as the salaries of other employees are paid.

MISCELLANEOUS.

Miscella n e ous.

SEC. 5. That the President of the Senate and the Speaker of the House of Representatives, respectively, shall furnish pay certificates for the amount of per diem and mileage due to each officer and employee of that branch of the General Assembly to which such officer and employee shall, respectively, belong, signed by the respective officers and properly attested by the Clerks of such branch of the General Assembly.

When to go into effect.

SEC. 6. That this Act shall take effect from and immediately after its date of approval, and all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, for the purpose of this Act, repealed.

Approved the 17th day of February, A. D. 1900.

No. 267.

A. D. 1900.

No. 96.

AN ACT TO Provide for the Completion of the State House.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the sum of one hundred and Appropriation to comseventy-five thousand dollars of the Sinking Fund, in the hands plete the State House. of the Sinking Fund Commission, as shown by their report, shall be used by the Sinking Fund Commission to complete the State House.

SEC. 2. That the Governor, Secretary of State and one mem- State House Commission; ber of the Senate to be appointed by the President of the Senate, duties of and two members of the House to be appointed by the Speaker of the House, be, and are hereby, appointed a Commission to take charge of and direct the completion of the State House; to let out all work herein authorized, to make all necessary contracts, including the employment of an architect, and to see that the said work is completed according to the contract, and to do any and every act necessary to carry out the purpose of this Act.

Approved the 17th day of February, A. D. 1900.

No. 268.

AN ACT TO Provide for the Completion of the Winthrop NORMAL AND INDUSTRIAL COLLEGE OF SOUTH CAROLINA, AND TO APPROPRIATE MONEY FOR THE SAME.

No. 75.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That to provide accommodations for Appropriation for the the great overflow of South Carolina girls, applying annually completion of Winthrop Colfrom every county in the State for admission to the Winthrop lege. Normal and Industrial College of Rock Hill, the only institution maintained by the State for the higher education and training of her girls, and failing to gain admission for lack of dormitory room, the sum of thirty-five thousand dollars be, and the same is hereby, appropriated, to be expended under the direction of the Board of Trustees in carrying out the purposes of this Act.

SEC. 2. That this Act take effect and be in full force from and after its passage; and all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 17th day of February, A. D. 1900.

No. 269.

AN ACT to Adjust Certain Indebtedness Between the United States and the State of South Carolina as TO CERTAIN BONDS AND CLAIMS DUE BY THE ONE TO THE OTHER.

Section 1. Be it enacted by the General Assembly of the Provision for State of South Carolina, That so much of the Act of December certain claims 24th, 1880, as applies to the bonds hereinafter named, be, and between the same is hereby, repealed, and that the State Treasurer is United States. hereby authorized to pay to the Secretary of the Treasury of the United States, as custodian of the Indian Trust Fund under the Act of Congress of June 10, 1876, all the principal and interest up to the maturity of the coupon bonds of the State amounting to one hundred and twenty-five thousand dollars, issued under an Act of December 19, 1855, and now held by him as such custodian: Provided, That the claim of the State of South Carolina against the United States, growing out of moneys expended by the said State for military purposes in the war of 1812 with Great Britain, be paid to the State, applying in the computation of interest and settlement of said claim the provisions and principles of the twelfth section of the Act of Congress of March 3, 1857, entitled "An Act making appropriations for certain civil expenses of the government for the year ending June 30, 1858."

Approved the 19th day of February, A. D. 1900.

No. 270.

A. D. 1900.

No. 8.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE STATE BOARD OF CONTROL TO PAY FROM THE DISPENSARY FUND TO THE COMMISSIONERS OF THE SINKING FUND Two Thousand and Thirty-seven and 80-100 Dollars, BALANCE EXPENSES INCURRED AND PAID BY SAID COM-MISSIONERS IN MAINTAINING A SUIT WHEREBY THE BOARD OF CONTROL HELD THE USE AND POSSESSION OF AGRICUL-TURAL HALL.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That on the approval of this Joint Expenses of the Agricul-Resolution, the State Board of Control be, and they are hereby, suit ordered authorized and required to pay from the Dispensary Funds to paid. the Commissioners of the Sinking Fund the sum of two thousand and thirty-seven 80-100 dollars, as the balance of the costs and expenses incurred and paid by the said Commissioners of the Sinking Fund, pursuant to law, in maintaining a suit whereby the said Board of Control held and used for Dispensary purposes that certain lot and building in the city of Columbia known as "Agricultural Hall."

Approved the 17th day of February, A. D. 1900.

No. 271.

AN ACT TO AUTHORIZE AND PERMIT THE ERECTION OF A No. 81. MONUMENT TO THE WOMEN OF THE CONFEDERACY ON THE STATE HOUSE GROUNDS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Woman's Monument Association of South Carolina be, and is hereby, authorized and per- of the women mitted to erect and maintain on the State House grounds a monument to the women of the Confederacy.

SEC. 2. That the particular site for the said monument shall selection of be selected by the Secretary of State and the Chairman of the Committee on State House and Grounds, which site shall be designated and particularly described in writing, to be filed in

A. D. 1900. the office of the Secretary of State, and by him certified to the proper officer of said association.

Secretary of State to have SEC. 3. That the work on said monument shall be so concharge of the ducted under the direction of the Secretary of State in such work manner as not to interfere with, or in any way injure, any other part of said grounds.

Approved the 17th day of February, A. D. 1900.

No. 272.

No. 82. AN ACT to Provide for the Erection of Monuments on THE BATTLE-FIELD OF CHICKAMAUGA TO THE VALOR AND HEROISM OF SOUTH CAROLINA SOLDIERS.

Section 1. Be it enacted by the General Assembly of the Confederate State of South Carolina, That the Governor of the State, to-Chicksmauga gether with the Adjutant General and three Confederate veter-Commission. ans to be appointed by the Governor, shall constitute a Commission, empowered and hereby authorized to have erected upon the battle-field of Chickamauga such monuments as said Commission may decide upon, in commemoration and to perpetuate the heroic deeds and devotion of the soldiers of our State who fought and died upon that sanguinary field in the great struggle for the independence of the Southern Confederacy, in which South Carolina bore so conspicuous a part.

SEC. 2. That the sum of ten thousand dollars be, and is Appropria-tion for. hereby, appropriated to pay for such monuments and the necessary expenses of said Commission.

Sec. 3. That the said sum of money be paid out, upon the warrant of the Comptroller General of this State, drawn on the State Treasurer, in favor of the Chairman of the said Commission.

Approved the 17th day of February, A. D. 1900.

How money shall be paid out.

No. 273.

A. D. 1900.

No. 66.

AN ACT TO ENABLE THE COMMISSIONERS OF THE SINKING Fund to Lend Funds to the County Board of Com-MISSIONERS OF NEWBERRY COUNTY, AND TO PROVIDE FOR THE REPAYMENT THEREOF.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Commissioners of the Sink-Sinking Fund Coming Fund of the State of South Carolina are hereby authorized the rise to thorized to lend the County Board of Commissioners of Newberry lend money to Newberry County, out of the funds in their hands, the sum of four thou- county. sand dollars, to be used in the erection of steel bridges in said county. That said loan shall be for the space of four years, and shall bear interest at a rate not exceeding five per cent. per annum, payable annually. There is hereby levied a special annual tax of one-fourth of one mill on the dollar on all taxable property in the County of Newberry for the said period of four years, for the purpose of repaying said loan. The proceeds of said levy shall be paid each year on said loan, and interest until it is fully repaid, and any surplus remaining from said levy shall be turned into the county treasury for ordinary county purposes.

SEC. 3. That the Treasurer and Supervisor of said County Notes for, by of Newberry are hereby authorized to execute a note or notes executed. to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein provided for shall stand pledge for the payment of said note or notes.

- SEC. 4. That immediately after the approval of this Act, the County Board of Commissioners of Newberry County shall procure said loan in the manner and on the terms provided in this Act.
- Sec. 5. That this Act shall go into effect immediately upon its approval.

Approved the 17th day of February, A. D. 1900.

No. 274.

No. 64. AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT LYING IN AIKEN AND BARNWELL COUNTIES, TO BE KNOWN AS THE 'EDISTO RIVER SCHOOL DISTRICT,'" APPROVED DECEMBER 22D, A. D. 1801, SO AS TO PROVIDE FOR THE ELECTION OF TRUSTEES.

Section 1. Be it enacted by the General Assembly of the Act of 1891, State of South Carolina, That section 4 of an Act entitled "An 1204, re-lng to Act to provide for the establishment of a new school district in Aiken and lying in Aiken and Barnwell Counties, to be known as the Barnwell is s, 'Edisto River School District,' approved December 22d, A. D. 1891, be, and the same is hereby, amended by striking out all of said section, after the words section 4, and inserting in lieu thereof the following words: "There shall be elected by the qualified electors in said school district, five persons resident in said district as Trustees, who shall hold their office for two vears, or until their successors are elected and qualified. election of said Trustees to be held at such time and place within said district as may be designated by the County Superintendent of Education for Aiken County, after three weeks' notice being given of such time and place, in writing, to the Superintendent of Education of Barnwell County, and by posting in said district. The said County Superintendent of Education shall appoint the managers to conduct said election, and declare the result thereof;" so that said section, as amended, shall read as follows:

Election

Section 4. There shall be elected by the qualified electors of said school district, five persons resident in said district as Trustees, who shall hold their office for two years, or until their successors are elected and qualified. The election of said Trustees to be held at such time and place within said district as may be designated by the County Superintendent of Education for Aiken County, after three weeks' notice being given of such time and place, in writing, to the Superintendent of Education of Barnwell County, and by posting in said district. County Superintendent of Education shall appoint the managers to conduct said election, and declare the result thereof.

Approved the 17th day of February, A. D. 1900.

No. 275.

A. D. 1900.

AN ACT TO AUTHORIZE THE CITY COUNCIL OF ABBEVILLE TO Order an Election to Determine the Ouestion of Issuing Bonds in Aid of the Black Diamond Rail-ROAD COMPANY, AND TO PROVIDE FOR ISSUING THE SAME.

No. 32.

Section 1. Be it enacted by the General Assembly of South Carolina, That the City Council of Abbeville be, and they are Abbeville on on hereby, authorized to order a special election in said city for the question of bonds for purpose of determining the question of issuing bonds of said Black Dia. purpose of determining the question of issuing bonds of said Black mond city to the amount of six thousand dollars in aid of the Black road ized. Diamond Railroad Company: Provided, That a petition requesting said election be first presented to said City Council, signed by a majority of the freeholders of said city as shown by its tax books, as required by section 13, article II., of the Constitution of this State.

Sec. 2. That all persons in said city who are qualified to vote Who may under the Constitution and laws of this State and the registration laws of said city, and who have paid all taxes, State, county and municipal, for the previous year, shall be entitled to vote in said election; and should a majority of the votes cast in said Bonds to be issued. election vote in favor of said bond issue, then said City Council of Abbeville shall be, and they are hereby, authorized to issue six thousand dollars in bonds to run for a period of twenty years, with six per cent. interest, payable annually, in denominations of not less than one hundred nor more than five hundred dollars.

Sec. 3. That said bonds shall be signed by the Mayor of said Bonds, by whom signed. city and by the Clerk thereof, and shall not be subject to taxation except for State purposes.

SEC. 4. That said City Council is hereby authorized and re- Tax for payquired, should said bonds be issued, to levy a sufficient tax to meet the interest on said bonds as it falls due, and to provide a sinking fund sufficient to take up one-twentieth of said amount each year until the whole is paid.

Sec. 5. That said City Council shall have the right, at any time after five years from the time said bonds are issued, to call be paid. in and pay off any of said bonds that said City Council may desire.

Sec. 6. That notice of said election shall be given by said Notice of City Council for a period of two weeks prior to said election, election. which shall be held and determined as provided by law for a

regular election of Mayor and Aldermen in said city, except that said election may be held at any time upon giving two weeks' notice, as above provided.

Approved the 13th day of February, A. D. 1900.

No. 276.

No. 76. AN ACT to Authorize, Ratify and Confirm the Right AND POWER OF THE GEORGIA AND CAROLINA MANUFAC-TURING COMPANY TO CONSTRUCT A DAM OR DAMS ACROSS THE TUGALOO RIVER TO THE GEORGIA STATE LINE IN SAID RIVER, NEAR HATTON'S FORD, IN ANDERSON COUNTY.

Preamble.

Whereas, Joseph J. Fretwell, Walton Hall and Luther Little are about to apply to the Secretary of State, under the general laws for the promotion of centain corporations, etc., for authority to form a corporation under the name and style "Georgia and Carolina Manufacturing Company," for the purpose, among others, of generating electricity by water power from the Tugaloo River, at or near Hatton's Ford, in Anderson County, and in the charter to be issued to said corporation, will want the power and authority to construct a dam or dams across said river at the point named for the collection of sufficient water to operate electrical plants and machinery for manufacturing and other purposes.

And whereas, said Tugaloo River is a "navigable" stream. under the laws of the State, for certain purposes (though no longer used as such), and some doubts may arise as to the power and authority of the Secretary of State to grant a charter for its obstruction by a dam or dams to be built across it.

loo River.

Authority to S afte of South Carolina, That the right, power and privilege to construct dam across Tuga- construct and maintain a dam or damage of the construct and maintain a dam or damage. Section 1. Be it enacted by the General Assembly of the as may be granted and provided for in the charter to be issued by the Secretary of State to the corporation hereinbefore named, its successors and assigns, shall be, and is hereby, fully authorized, ratified and confirmed, to take effect whenever such charter shall be issued, and said corporation shall be organized for business: Provided. Said corporation shall not be exempt hereunder for all damages it may cause by the building of said dam.

No. 21.

Approved the 17th aay of February, 1900.

No. 277.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AUTHOR-IZE AND EMPOWER THE CLERK OF THE CIRCUIT COURT AND JUDGE OF PROBATE OF ANDERSON COUNTY TO TURN OVER TO THE COUNTY BOARD OF COMMISSIONERS OF SAID COUNTY THE ANNUITY FUNDS IN THEIR HANDS AS REMNANTS OF DECEASED PERSONS' ESTATES, WHICH BElong to Heirs who are Unknown and whose WHEREABOUTS ARE UNKNOWN, SAME TO BE RETURNED TO THEM WHEN CALLED FOR BY THE HEIRS ENTITLED TO SAME," APPROVED DECEMBER 22D, A. D. 1894, INCLUDING THE SPECIAL REFEREE OF ANDERSON AND LIKE OFFICERS OF SPARTANBURG COUNTIES.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to au-Act of 1894, thorize and empower the Clerk of Court of the Circuit Court amended." and Judge of Probate of Anderson County to turn over to the County Board of Commissioners of said county the annuity funds in their hands as remnants of deceased persons' estates, which belong to heirs which are unknown and whose whereabouts are unknown, same to be returned to them when called for by the heirs entitled to same," approved December 22d, A. D. 1894, be, and the same is hereby, amended by striking out the word "and," between the words "Count" and "Judge," on line 2 of the preamble of said Act, and insert the words "and Special Referee," between the words "Probate" and "of," on line 2; also, insert between the words "Anderson" and "arising," on line 3, the words "and the Clerk of the Circuit Court, Judge of Probate and Master of Spartanburg Counties;" so that said preamble, when so amended, shall read as follows:

Whereas, there are certain funds in the hands of the Clerk of the Circuit Court, Judge of Probate and Special Referee of Anderson, and the Clerk of the Circuit Court, Judge of Probate

Preamble.

and Master of Spartanburg Counties, arising from estates where the heirs entitled to same are unknown, and cannot be found, for the period of two years after the same has remained in the hands of the officers, or any of them; some of which funds have been on hand for several years, now amounting to about four and six thousand dollars, respectively; and whereas, it is desired that the same be used by the county for county purposes for such time and until the owners of the same may call for same: therefore.

Section 1. That section 1 of said Act be, and the same is hereby, amended by striking out the same, and inserting in lieu thereof the following, to be and be known as section 1:

Disposit i o n Spartanburg

Section 1. That the Clerks of the Circuit Courts, Judge of of certain funds in An-Probate and Special Referee of Anderson, and the Clerk of the derson and Circuit Court, the Judge of Probate and Master of Spantan-Counties, in Counties, be, and they are hereby, authorized and required called for. to turn over to the County Board of Commissioners of their respective counties, the said funds mentioned and described in the preamble of this Act, upon their entering into a contract for the said counties to return said money, or any part of the same, as it is called for by the person entitled thereto, to the said officers, and said money shall be repaid from any county funds on hand, or from the taxes thereafter to be collected.

How money may be used.

SEC. 2. That said County Boards of Commissioners may use said money for current county expenses, and shall be required to repay the same, or any portion thereof, as set out in section I of this Act, when called for, same to be paid through a check on the County Treasurer, and issued by the County Supervisor of said county.

Approved the 9th day of February, A. D. 1900.

No. 278.

A. D. 1900.

AN ACT AUTHORIZING THE BARNWELL GRADED SCHOOL DIS-TRICT TO ISSUE BONDS FOR THE PURPOSE OF PURCHASING AND PROCURING GROUNDS AND BUILDINGS FOR THE PUB-LIC SCHOOLS, AND TO PROVIDE FOR THE PAYMENT THEREOF.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Barnwell Graded School DisGraded School District, in the County of Barnwell, is hereby authorized and reissue bonds. guired to issue coupon bonds to the amount of five thousand dollars for the purpose of purchasing grounds and buildings, and erecting, furnishing and equipping public school buildings therein, to be located in the town of Barnwell, in the said school district: Provided, That a majority of the qualified electors of the said school district, voting, shall be in favor of such issue, as may be expressed at an election hereafter to be held for that purpose.

Election on.

SEC. 2. That the Trustees of said school district are hereby Notice of election. required to order such election, and to give ten days previous notice in one or more of the newspapers published in said school district, of the time and place of such election, appoint the managers, prescribe the form of ballot, receive the returns and declare the result.

SEC. 3. That the said school district is hereby declared a body shall be iscorporate for the purpose of executing and issuing said bonds sued. and other powers herein given, in case their issue be authorized by said election. The said bonds shall be issued in such denominations as the Trustees of said school district shall deem best, and shall be payable twenty years from the date of issue, with interest payable annually at a rate not to exceed seven per cent. per annum. The said bonds shall be signed by the Chairman of the Board of Trustees of said school district and countersigned by its Secretary, and shall constitute a first lien on all property bought and improved from the proceeds of the sale thereof. The said bonds shall be exempt from taxation for State, county and municipal purposes.

Sec. 4. That for the purpose of paying the interest accruing Tax to pay bonds and inon said bonds, and the principal when due, the Auditor of Barn-terest. well County, or such other officers as may be charged with the levy and assessment of taxes, shall levy annually such tax on all

the taxable real and personal property in said school district as will yield a sum sufficient for said purposes, and the amount so levied shall be collected by the Treasurer of Barnwell County, as State, county and school taxes are collected, to be held and applied by him solely to the payment of the said interest or principal, if any be due, and shall be used for no other purpose whatsoever; and all sums of money derived from the profits from the Dispensary or licenses from the sale of liquors, which may be apportioned to the said school district after the said bonds have been issued, shall be held as a sinking fund to be applied to the payment of said bonds at maturity.

Board

Sec. 5. That the said Board of Trustees are authorized and Trustees may sell or the said bonds: Provided, seate bonds. None shall be sold below their par value, and shall deposit all moneys arising from such sales or hypothecations in bank to the credit of said Board, to be drawn on orders signed by the Chairman and Secretary of the said Board, and by one of the members of the said Board chosen for that purpose, as now provided in the charter of the said school district, in drawing funds from the County Treasurer for current expenses, and they shall use the moneys exclusively for the purposes set forth in section I of this Act.

> Sec. 6. This Act shall take effect immediately upon its approval.

Approved the 17th day of February, A. D. 1900.

No. 279.

A JOINT RESOLUTION to Relieve Certain Taxpayers No. 20. OF BEAUFORT COUNTY FROM CERTAIN UNCOLLECTED TAX EXECUTIONS, RETURNED AS NULLA BONA, DOUBLE ENTRY AND NOT LOCATED, AND ALL UNCOLLECTED TAX EXECU-TIONS FOR CERTAIN YEARS.

Preamble.

. Whereas, owing to the great hurricane of 1803, and the storms of the following years up to 1898, the time for paying taxes in Beaufort County was extended from time to time, and by reason of such extension a large number of executions, to wit: about 6,500, were placed in the Sheriff's hands for collec-

tion; and whereas, under the provisions of an Act (No. 99) passed at the last session of the General Assembly, the Sheriff of Beaufort County was authorized to grant a further extension of time to those delinquent taxpayers against whom executions had been issued, and to make his return to the Treasurer within sixty days; and whereas, of the 6,500 executions issued, about 4,500 were returned by the Sheriff as "nulla bona," "double entry" and "not located," thus becoming assets of the Sinking Fund Commission; therefore,

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the taxpayers of Beaufort County against whom the aforesaid tax executions have been Beaufort returned as "nulla bona," "double entry" and "not located," and lieved. all uncollected executions for taxes from the years 1892 to 1897, inclusive, be, and are hereby, relieved from all further liability to pay the taxes, costs and penalties represented by said executions.

Certain tax-

Approved the 19th day of February, A. D. 1900.

No. 280.

AN ACT TO CREATE A SANITARY AND DRAINAGE COMMISSION No. 114. FOR CHARLESTON COUNTY.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That T. R. McGahan, W. B. Wilson, Sanitary and W. H. Welch, A. F. C. Cramer, George A. Wagner, and their of Commission of Charleston successors in office, of the County of Charleston, be, and are County. hereby, created a Commission by the name and style of "The Sanitary and Drainage Commission of Charleston County."

Sec. 2. The term of office of the above named Commission Topics will be until 1st January, 1903; their successors to be elected at the general election of November, 1902, to serve for four years from January 1, 1903. The said Commissioners shall serve without compensation.

Term of of-

SEC. 3. The said Commissioners shall have sole charge of the to drainage. public drainage of the lands in Charleston County lying between the corporate limits of the city of Charleston and the dividing line between Berkeley and Charleston Counties, and

embracing the territory between the Ashley and the Cooper Rivers, and such other territory in said county as they may be requested to take charge of by the written petition of two-thirds of the free-holders of such territory: *Provided*, In the judgment of said Commissioners, such charge and supervision will be for the advancement of the health of said section, and for the interest of said county.

Power to condemn land.

SEC. 4. The said Commission shall have power to condemn any part of any land for the purpose of sanitary drainage by means of canal or canals, or any other method deemed best, after the same shall be authorized by the General Assembly.

Power to contract.

Sec. 5. They shall have power to enter into contracts for such work, after advertisement and award, to the lowest responsible bidder, for part or whole of work: *Provided*, The said work be authorized by the General Assembly: *Provided*, further, That they be now given authority to let contracts for preliminary surveys, maps and estimates of costs of such improvements, the bids not to exceed the amount appropriated for the purpose for the fiscal year, A. D. 1900.

How money shall be paid out.

SEC. 6. All moneys expended by said Commission shall be paid by the County Treasurer of said county from the said appropriation on certificate, signed by the Chairman of the Board, after the bills for such expenditure, sworn to by said Chairman have been audited by the Auditing Committee of the County Board of Commissioners.

To report to General Assembly.

SEC. 7. It shall be the duty of said Commissioners to make and report to the General Assembly, on the first day of each regular session, of their actings and doings, including a full statement of the moneys received and expended by them, together with their recommendations as to the work proper to be done, and money expended under the provisions of this Act, with such other recommendations as they may deem proper.

Approved the 19th day of February, A. D. 1900.

No. 281.

A. D. 1900.

AN ACT TO FURTHER PROVIDE FOR THE REGISTRATION OF No. 53. ELECTORS IN CHEROKEE AND GREENWOOD COUNTIES.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That immediately after the approval Registration of voters in of this Act, the Board of Supervisors of Registration for the Cherokee and Greenwood Counties of Cherokee and Greenwood shall by due advertise-Counties. ment in a newspaper published respectively in said counties, call in all registration tickets which have heretofore been issued under the Constitution of 1895 to residents of the territories now known respectively as Cherokee and Greenwood County by the Supervisors of Registration of the Counties of Spartanburg, York and Union, as to Cherokee; and of Abbeville and Edgefield Counties, as to Greenwood County, and issue new registration tickets to the holders of the old. Where a change is necessary, and where new townships or precincts have been created, the certificates shall be issued to conform thereto.

Sec. 2. All Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 17th day of February, A. D. 1900.

No. 282.

AN ACT TO CREATE A SINKING FUND FOR CHEROKEE COUNTY. No. 63.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That from and after the approval of Sinking fund Comthis Act by the Governor, a sinking fund be, and the same is mission for Cherokee hereby, created for the County of Cherokee.

County.

SEC. 2. That Alfred Harris and T. M. Littlejohn, on being of whom to commissioned by the Governor for a term of two years, and the County Supervisor of Cherokee County, his successors in office, shall be, and hereby are, declared to be Sinking Fund Commissioners for the County of Cherokee, in the name of "The Sinking Fund Commission of Cherokee County," have the right to sue and be sued, plead and be impleaded in any and all Courts of this State and of the United States.

Duty of.

SEC. 3. That it shall be the duty of said Sinking Fund Commissioners to lend and invest in interest-bearing securities from time to time, and on such terms as may be most advantageous, collect and reinvest from time to time the funds now on hand or hereafter accruing from the special levy made to refund the debt or debts for railroad bonds, and any other funds of a special character, collected by levy for any specific purpose; and said funds shall be drawn from the county treasury on the warrant of the said Sinking Fund Commission.

SEC. 4. That the term of said appointive members shall be for Term of office. a period of two years, said appointments to be made by the Governor on the recommendation of the members of the General Assembly from Cherokee County.

Sec. 5. This Act shall go into effect immediately upon its When to go into effect. approval by the Governor.

Sec. 6. That all Acts and parts of Acts inconsistent or in con-Repealing flict with this Act be, and the same are hereby, repealed.

Approved the 17th day of February, A. D. 1900.

No. 283.

AN ACT TO AUTHORIZE THE COUNTY TREASURER OF CHERO-No. 22. KEE COUNTY TO TRANSFER CERTAIN MONEYS NOW HELD BY HIM UNDER THE PAST INDEBTEDNESS FUND OF CERTAIN TOWNSHIPS OF SAID COUNTY TO THE FUND COLLECTED FOR THE PAYMENT OF INTEREST ON RAILROAD BONDS DUE BY SUCH TOWNSHIPS, AND TO PAY OUT THE SAME.

Whereas, a tax of one mill was levied in and collected from Limestone, White Plains, Cherokee (now Morgan), Drayton-Preamble. ville and Gowdeysville Townships, in Cherokee County, for the fiscal year 1898, for the purpose of liquidating the past indebtedness of said townships to the Counties of Spartanburg and Union: and

> Whereas, after the payment in full of said past indebtedness there remains in the hands of said County Treasurer from the amount so collected the sum of (\$1,736.17) one thousand seven hundred and thirty-six and 17-100 dollars; (\$1,325.99) thirteen hundred and twenty-five, and four hundred and ten and 18-100

(\$410.18) dollars from Gowdeysville and Draytonville Townships; and

A. D. 1900.

Whereas, said amount is not now available for any county purpose other than that for which it was levied and collected.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the County Treasurer of Chero- Cherokee kee County be, and he is hereby, authorized and empowered to County thorized transfer the sum of thirteen hundred and twenty-five and 99-100 transfer to funds (\$1,325.99-100) dollars of the above mentioned sum to the fund for the payment of interest on railroad bonds due by Limestone, White Plains and Cherokee (now Morgan) Townships above mentioned, and on the warrant of the Supervisor of said county, to pay out the same as such interest may become due.

Sec. 2. That said County Treasurer be, and he is further, authorized and empowered to transfer the remaining four hundred and ten and 18-100 (\$410.18) dollars of said amount to the fund for the payment of the interest on railroad bonds due by Draytonville and Gowdeysville Townships above named, and on the warrant of the Supervisor of said county, to pay out the same on said interest as the same may become due.

Sec. 3. This Act shall go into effect immediately upon its ap- when to into effect. proval.

SEC. 4. That all Acts and parts of Acts inconsistent with this Repealing clause. Act be, and the same are hereby, repealed.

Approved the 9th day of February, A. D. 1900.

No. 284.

AN ACT TO AUTHORIZE AND REQUIRE CERTAIN CAUSES, ACTIONS, PROCEEDINGS AND MATTERS IN THE PROBATE COURTS OF THE COUNTIES OF UNION, SPARTANBURG AND YORK TO BE TRANSFERRED TO THE PROBATE COURT OF CHEROKEE COUNTY.

Section 1. Be it enacted by the General Assembly of the Certain legal State of South Carolina, That from and after the passage of be transferred State of South Caronna, That from and area of the from Union, this Act, all causes, actions, proceedings and matters of whatso-spartan burg ever nature that are not yet ended in the Probate Courts of the Counties Counties of Spartanburg, Union and York, pertaining to those County.

sections of said counties now embraced in Cherokee County and in which the Probate Court of Cherokee would have had jurisdiction at the time of the commencement of such causes, actions, proceedings and matters, if said County of Cherokee had been established prior thereto, shall be transferred by the first named Courts to the said Probate Court of the County of Cherokee, upon the request of the principal actor or actors in such causes, actions, proceedings and matters; and certified copies of all original records and papers belonging to any of the causes, actions, proceedings and matters aforesaid, together with all the legal incidents thereto appertaining, shall be transferred to the said Probate Court of Cherokee County: *Provided*, That the said copies shall be furnished at one-half the regular fees for such services, to be paid by the person or persons demanding said copies.

Approved the 13th day of February, A. D. 1900.

No. 285.

No. 57a. AN ACT TO AUTHORIZE THE COUNTY BOARD OF COMMISSION-ERS OF CHESTERFIELD COUNTY TO UTILIZE THE COUNTY CHAIN-GANG IN THE CONSTRUCTION OF THE CHESTER-FIELD AND LANCASTER RAILROAD IN THE SAID COUNTY.

Section I. Be it enacted by the General Assembly of the County State of South Carolina, That on and after the approval of this Chesterfield Act by the Governor, whenever in their judgment it shall be for County; how it may be the best interests of the County of Chesterfield, the County Board of Commissioners of said county shall have the power and authority to use the chain-gang of said county, or any portion thereof, in the grading and construction of the railroad bed of the Chesterfield and Lancaster Railroad Company within the limits of said county: Provided, That the said company shall furnish all necessary material and tools for said construction, and shall feed, clothe, maintain and securely keep said chaingang while employed as aforesaid without expense to the turn over county.

eounty convolutes on order SEC. 2. The Sheriff of Chesterfield County shall turn over to of County of County the Chesterfield and Lancaster Railroad Company any prisoners ers.

sentenced to the chain-gang in said county in his custody, for employment as mentioned in section I of this Act, upon the order of the County Board of Commissioners of said county, through the Supervisor.

A. D. 1900.

Sec. 3. That all Acts and parts of Acts inconsistent with this Act be, and are hereby, repealed.

Approved the 17th day of February, A. D. 1900.

No. 286.

AN ACT TO AUTHORIZE THE COUNTY OF CHESTERFIELD TO EXCHANGE ITS STOCK IN THE CHESTERFIELD AND KER-SHAW RAILROAD COMPANY FOR STOCK IN A CONSOLIDATED COMPANY.

No. 16.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That if the Chesterfield and Kershaw Railroad Company shall determine to consolidate with any other County in railroad comrailroad company, as provided for in its charter or the Statute pany. law of this State, the Commissioners of the County of Chesterfield shall have the right to exchange its stock in the said Chesterfield and Kershaw Railroad Company for stock in the Consolidated Company on such terms as they may deem just and advantageous to the county.

Approved the 9th day of February, A. D. 1900.

No. 287.

AN ACT TO VALIDATE AN ELECTION HELD IN THE TOWN OF No. 78. CHERAW AND THE ACTION TAKEN BY THE TOWN COUNCIL PURSUANT TO THE SAME.

Whereas, doubts have arisen as to whether the Act of 1899, "to provide a general law for the amendment of town and city charters," repeals the Act of 1896, to define in what manner towns and cities in South Carolina may increase or diminish their corporate limits; and

ated.

A. D. 1900.

Whereas, the town of Cheraw has held elections for annexation of certain territory, and it is doubtful whether they should have been held under the first or last mentioned Act, and confusion may result therefrom; therefore,

Section 1. Be it enacted by the General Assembly of the Elections in State of South Carolina, That the said elections and annexations are hereby declared to be valid and of force, notwithstanding any doubts that may have arisen or any omissions, irregularities or defects that may have occurred in the holding of said elections.

Approved the 17th day of February, A. D. 1900.

No. 288.

No. 7. A JOINT RESOLUTION to Authorize and Require the PAYMENT OF TWO HUNDRED DOLLARS TO KATE TOBIAS, OF CLARENDON COUNTY, AS SALARY OF HER DECEASED HUS-

Section 1. Be it enacted by the General Assembly of the Clarendon State of South Carolina, That the County Supervisor of Clarendon County be, and he is hereby, authorized and required to draw his warrant on the County Treasurer of said county to pay the same, in favor of Kate Tobias, widow of the late Samuel T. Tobias, for the sum of two hundred dollars, as one year's salary of the said Samuel T. Tobias, who was killed in the honorable discharge of his duty as Magistrate's regular Constable for said county.

Approved the 17th day of February, A. D. 1900.

No. 289.

A JOINT RESOLUTION TO REFUND TO JOHN McSWEEN CERTAIN TAXES.

Section 1. Be it enacted by the General Assembly of the Certain taxes refunded to South Carolina, That the Comptroller General of this Jno. McSween. State of South Carolina, That the Comptroller General of this

County to pay widow of S. T. Tobias his sal-

State be, and is hereby, authorized and required to draw his warrant on the State Treasurer in favor of John McSween for the sum of one hundred and sixty dollars and forty cents, and the State Treasurer is hereby authorized and required to pay said warrant out of any funds in the State treasury not otherwise appropriated, and the Comptroller General is hereby authorized and required to draw his warrant in favor of John McSween for the sum of thirty-nine dollars and sixty cents on the Treasurer of Darlington County, and the Treasurer of Darlington County is hereby authorized and required to pay said warrant out of the "General School Fund" for said county.

Approved the 19th day of February, A. D. 1900.

No. 290.

AN ACT TO AMEND SECTIONS 3 AND 7 OF AN ACT ENTITLED "An Act to Amend an Act Entitled an Act to Estab-LISH DORCHESTER COUNTY," APPROVED IST DAY OF MARCH, A. D. 1800, RELATING TO SALARIES OF COUNTY OFFICERS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 3 of an Act entitled "An Act to amend an Act entitled an Act to establish Dorchester 179, amended. County," approved 1st day of March, A. D. 1899, relating to salaries of county officers, be, and the same is hereby, amended by striking out all after the words "Section 15," on line 3, and down to and including the word "Treasurer," on line 38 of said section, and inserting in lieu thereof the following, to be known as section 15:

Section 15. The officers of said county shall receive annual Salaries of officers of Dorsalaries for their services as follows: The Sheriff shall receive chester Counchester a salary of seven hundred dollars, and such fees as he is now entitled to by law for serving civil processes; out of the proceeds of such salary and fees he shall pay for the services of such Jailer and Deputy Sheriffs as he may employ. The Treasurer shall receive a salary of eight hundred dollars, said salary to include all commissions and fees as are allowed him under the general law. The Auditor shall receive seven hundred dollars,

five hundred and thirty-five dollars from the State and one hundred and sixty-five from the County. The School Commissioner shall receive a salary of three hundred dollars. Coroner shall receive the sum of one hundred dollars for his services, from the date of the approval of this Act until the first day of January, 1901, after which time he shall receive the sum of fifty dollars per annum, and such fees as he is now entitled to by law.

Sec. 7 amend-

And by striking out section 7 of said Act and inserting in lieu thereof the following, to be known as section 7:

When to go into effect.

Section 7. This Act shall go into effect January first, 1901. except such part as relates to the office of Auditor and Coroner. which shall go into effect immediately upon its approval.

Approved the 13th day of February, A. D. 1900.

No. 291.

No. 10. A JOINT RESOLUTION TO PROVIDE FOR A SPECIAL REGIS-TRATION OF VOTERS IN THE TOWN OF EDGEFIELD.

Preamble.

Whereas, the terms of office of the Town Council of the town of Edgefield, in Edgefield County, will expire in less than ninety days from this date, and they have neglected and overlooked the requirement of a municipal registration of voters prior to any election; therefore,

Section 1. Be it enacted by the General Assembly of the Registration State of South Carolina, That immediately upon the approval of voters in State of Scatt Caronia, That immediately upon the approval town of Edge of this Joint Resolution, the Mayor of said town shall take, or field. cause to be taken, the necessary steps for a municipal registration of the voters of said town, as required by the general law on the subject, except, however, he shall publish a notice for thirty days, instead of ninety days, prior to the ensuing election; and the said election shall be as valid, binding and legal as if the ninety days' notice had been given and a registration had pursuant thereto.

Approved the 17th day of February, A. D. 1900.

No. 292.

A. D. 1900.

AN ACT RELATING TO THE ADJUSTMENT OF CERTAIN BONDED INDEBTEDNESS OF THE TOWNSHIP OF PICKENS, IN THE COUNTY OF EDGEFIELD, CREATED UNDER AN ACT APPROVED DECEMBER 26TH, 1885.

Preamble.

Whereas, Pickens Township, in the County of Edgefield, pursuant to an Act of the General Assembly entitled "An Act to amend an Act entitled 'An Act to incorporate the Augusta Railroad Company,'" approved December 26th, 1885, after a vote of the electors of said township had, in pursuance of the said Act, caused to be issued certain bonds of said township as subscription to the capital stock of the Augusta and Edgefield Railroad Company, of which the bonds hereinafter referred to were a part, and which passed into circulation, and which were purchased by the National Bank of Augusta, Ga., said bonds being as follows, to wit: Nos. 7, 8, 9 and 10, each for the sum of \$100.00, and Nos. 15 and 16, each for the sum of \$500.00, and Nos. 17, 18, 10 and 20, each for the sum of \$1,000.00; and

Whereas, the National Bank of Augusta, Ga., being the owner of the said bonds above enumerated, and coupons thereto attached, did, on May 6th, 1896, institute an action against the Township of Pickens in the Circuit Court of the United States upon the past due coupons thereof; and

Whereas, the said National Bank of Augusta, Ga., did, in said action, recover judgment in said Court upon the coupons maturing July 1st, 1890, and those maturing subsequently thereto, up to and inclusive of those maturing July 1st, 1895, together with interest on said coupons from the times of their maturity, respectively, and for costs; and

Whereas, the people of said township, in mass meeting assembled, have agreed upon a settlement with the said National Bank of Augusta, Ga., upon the following basis, to wit: fifty per cent. of the aggregate of the principal of said bonds, and of the coupons maturing since May 6th, 1896, and interest on said coupons from the times of their maturity, and of the said judgment so recovered, together with interest thereon, the costs, however, of said judgment to be paid in full; the same to be in full settlement of the amount of indebtedness represented by the said bonds and coupons and judgment; now, therefore,

Section 1. Be it enacted by the General Assembly of the

A. D. 1900.

County.

adjusted, in satisfaction of judgment.

State of South Carolina, That upon the presentation to the Pickens Town-ship, Edgefield County Supervisor of Edgefield County, or such officer or officers upon whom, by law, the duties of the said office or similar duties may hereafter devolve, of the aforesaid ten bonds and past due coupons maturing since May 6th, 1896, together with satisfaction of said judgment, the said officer, with the assistance of W. W. Adams and A. E. Padget, shall ascertain the aggregate amount of the said judgment, with interest thereon since its recovery, and of the coupons maturing since May 6th, 1896, inclusive of those maturing July 1st, 1900, together with interest thereon from the times of their maturity, respectively, up to July 1st, 1900, and shall add these sums to the face value of the said bonds and the costs, and the aggregate shall be adjusted by setting apart to the said National Bank of Augusta, Ga., or its assigns or attorney, as many of the bonds so held by it as aforesaid, at their face value, as shall be equal to fifty per cent, of the aggregate amount of the face value of the said bonds and the coupons maturing subsequent to May 6th, 1896, and inclusive of the coupons maturing on July 1st, 1900, and of the judgment as aforesaid, together with interest on the said coupons and judgment up to July 1st, 1900, and the whole costs. being that the owner of said bonds, coupons and judgment shall retain in its hands the said bonds to the amount of fifty per cent. of the whole indebtedness, as aforesaid, and the full amount of the costs of said judgment, and shall surrender for commutation fifty per cent. of the whole indebtedness, as aforesaid. fractions of one hundred dollars herein provided for shall be adjusted by the issuance by the County Supervisor of said county, or other officer upon whom the same or similar duties may by law devolve, of scrip in behalf of said township, payable on January 1st, 1901, and bearing seven per cent. interest per annum. Each scrip shall be paid by the said township in the manner and by the means provided for the collection of the bonds and coupons: Provided, That if the aggregate amount of the said indebtedness so to be retained by the National Bank of Augusta, Ga., its assignee or attorney, together with the costs as aforesaid, shall exceed the face value of the said ten bonds, then and in such case the County Supervisor, or other officer upon whom his or similar duties may by law devolve, is hereby authorized and required to issue to the said the National Bank of Augusta, Ga., its assignee or attorney, scrip for such excess,

payable not later than July 1st, 1906, and in such instalments as to such officer may seem best, with interest to be paid annually at seven per cent, per annum, said scrip and interest to be paid in the manner hereinafter provided for the payment of the bonds.

A. D. 1900.

- SEC. 2. It shall be the duty of the Supervisor of Edgefield Duty of County Super-County, or the officer or officers upon whom the same or similar visor in relation to said SEC. 2. It shall be the duty of the Supervisor of Edgefield duties may by law devolve, to clip from the bonds so set apart bonds. all coupons maturing prior to and inclusive of July 1st, 1900, and cancel the same. He shall endorse upon the bonds so set apart and the coupons remaining attached thereto, maturing subsequent to July 1st, 1900, the words "Established and declared to represent a debt of Pickens Township, pursuant to an Act of the General Assembly, approved February -, 1900" (this blank to be filled with the date of the approval of this Act), and to sign the said endorsement, and to return to the said bank, or its assignee or attorney, the bonds so endorsed, with such attached coupons as mature subsequent to July 1st, And it shall be the duty of the said County Supervisor, or the officer or officers upon whom the duties of said office may by law devolve, to keep a register of the bonds so endorsed, and to deposit a duplicate of the same in the office of the Treasurer of Edgefield County; and the County Supervisor, or other officer or officers upon whom the same or similar duties may by daw devolve, shall cancel the bonds and coupons not returned, as hereinbefore provided.
- Sec. 3. That the bonds endorsed as herein provided are de- What endorsed bonds clared to represent debts of the said township, with the same represent. rate of interest and in the manner and form as represented by the bonds so endorsed and the unmatured interest coupons thereto attached, as aforesaid.

Sec. 4. It shall be the duty of the County Auditor of Edge-SEC. 4. It shall be the duty of the County Auditor of Edge- Duty of field County, or other officer or officers upon whom the same or or to assess tax similar duties by law may devolve, to annually assess against of the property in said Township of Pickens, such taxes as may be necessary to pay the interest on the aforesaid ten bonds of said township established, as herein provided; and the County Treasurer, or other officer or officers, upon whom the same or similar duties may by law devolve, shall collect the taxes so assessed and pay the interest on the bonds, as aforesaid: Provided, That the County Treasurer may, in the month of January of

each year, discount at the legal rate such coupons as mature during that year and are presented to him for payment.

Power of County Board of Commissioners to issue new bonds

SEC. 5. That in case said bonds, or any of them, are not paid at maturity, the County Board of Commissioners are hereby authorized and required to fund the bonds so unpaid, by issuing new bonds of said township, bearing six per cent. interest, under and in pursuance of the provisions of an Act entitled "An Act to amend an Act to authorize and empower cities, towns, townships and other municipal corporations, to issue negotiable bonds for the refunding or payment in whole or in part of bonded indebtedness, and any unpaid, past due interest thereon existing at the time of the adoption of the present Constitution, approved 9th March, 1896, and Acts amendatory thereof," the bonds so held to be signed by the County Supervisor, or other officer or officers upon whom the same or similar duties may by law devolve.

Repealing clause.

Sec. 6. All Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed in so far as it may be necessary to carry out the provisions of this Act.

SEC. 7. This Act shall be deemed and taken as a public Act and shall take effect immediately upon its approval.

Approved the 17th day of February, A. D. 1900.

No. 293.

No. 58. AN ACT TO PROVIDE FOR THE ELECTION OF SCHOOL TRUSTEES, THE MANAGEMENT OF THE PUBLIC SCHOOLS, AND THE DISBURSEMENT OF SCHOOL FUNDS IN SPECIAL SCHOOL DISTRICT NO. 14, AT WINNSBORO, IN FAIRFIELD COUNTY.

Trustees of School District No. 14, in Fairfield County.

Section 1. Be it enacted by the General Assembly of the of State of South Carolina, That Special School District No. 14, is at Winnsboro, in the County of Fairfield, heretofore created and established by an Act of the General Assembly of the said State, approved December 23d, A. D. 1872, shall hereafter be under the government, management and control of a Board of Trustees to be elected as provided for in this Act, and said Board of Trustees, in addition to the powers, rights and privi-

leges now conferred by law upon School Trustees, shall have such special rights, powers and privileges as are enumerated and set forth in this Act.

A. D. 1900.

SEC. 2. The Board of Trustees of said Special School District How Trust-ees are electric shall consist of seven persons, who shall be elected in the follow-ed, term of oring manner, to wit: One of such Trustees shall be annually electric ganization of Board of. ted by the duly qualified electors of the town of Winnsboro, who shall be qualified to vote at the annual election for Intendant and Wardens of the said town, and such Trustee shall be elected at the same time as the Intendant and Wardens of the said town are elected; three of such Trustees shall be elected by the qualified electors of said Special School District, at a special election, to be ordered as hereinafter provided, and at such election no person shall be entitled to vote for such Trustees unless he is duly qualified to vote at the general elections held for State and county officers; and the other three Trustees shall be elected by the Mount Zion Society, a society duly incorporated under the laws of the State. The first election for the Trustees to be elected by the qualified electors of said Special School District shall be held on the first Monday in May, A. D. 1900; the said election shall be ordered by the Clerk of the Court of Common Pleas for Fairfield County, who shall appoint three managers of said election and qualify them before entering upon their duties as such managers; and the said managers shall open the polls and hold said election in the Court House, or other convenient place to be designated by the said Clerk of Court, who shall give notice of the time and place of holding such election for two weeks prior thereto by public advertisement in some newspaper published in the county. The managers of said election shall open the polls at 8 o'clock A. M., and close the polls at 4 o'clock P. M.; and immediately on closing the polls, they shall proceed to count the votes and declare the result of said election by certifying the result to the said Clerk of Court, who shall publish the same. At such election, no one shall be entitled to vote who is not duly qualified to vote at the general election for State and county officers; and to ascertain who shall be entitled to vote at said election, the said Clerk of Court shall appoint a suitable and competent person to register the voters of said Special School District, who shall open books of registration on Thursday, Friday and Saturday preceding such election, and no person shall be entitled to vote at such election whose name does not appear on said books of registration. The Trustees to be

elected by the Mount Zion Society shall be elected on the same day as those who are elected by the Special School District, in such manner as the said society shall see fit or as may be in accordance with its by-laws. The term of office of the Trustees, to be elected by the said Special School District and the Mount Zion Society at the first election hereunder, shall be for one, two and three years, respectively, and those elected at all subsequent elections shall be for the term of three years. The said Trustees, after the organization of the Board, shall draw lots to determine who shall serve for the respective terms as herein provided, so that annually thereafter there shall be elected one Trustee by the said Special School District and one by the said Mount Zion Society, respectively, who shall serve as such Trustee for the term of three years. When all of the said Trustees shall have been elected they shall meet and organize by the election of a Chairman and Secretary, who shall hold office for such term as the Board may determine, and they shall perform such duties as the said Board may prescribe. All elections for Trustees, after the first election herein provided for, to be elected by the qualified voters of the Special School District, shall be ordered by the said Board of Trustees, and shall be conducted under such rules and regulations, as to registration of voters, as the said Board may provide: Provided, That no person shall be entitled to vote at any of such elections unless he is duly qualified to vote at the general election for State and county officers; and all Trustees to be elected by the Mount Zion Society, subsequent to the first election, shall be elected in such manner as the said society shall determine.

Powers of Board.

SEC. 3. The said Board of Trustees, in addition to the rights, powers and privileges now conferred by law upon School Trustees, shall have the following powers and privileges, to wit: I. To have the complete management and control of the schools in said Special School District, and to make such rules and regulations for the management thereof, as may be deemed for the best interest of the said schools. 2. To determine the studies and class books to be used in said schools. 3. To cause examinations to be for teachers for said schools. 4. To elect and dismiss Superintendents and teachers, and prescribe their duties and term of office. 5. To have charge and control of all school funds to be expended for the benefit of the schools of said special district, and disburse the same in such manner as the said Board may prescribe, for the benefit of said schools. 6. To

prescribe and regulate the terms and conditions upon which parties residing without the limits of said school district may be admitted into the public schools thereof.

A. D. 1900.

how paid out.

SEC. 4. That the money arising from the special tax levied in school funds; said Special School District, the poll tax collected therein, and all moneys apportioned to said Special School District by the County Superintendent of Education, whether arising from the constitutional three (3) mill tax, the profits from the Dispensary, or other sources, shall be held by the County Treasurer of Fairfield County for the benefit of the said Special School District, and shall only be paid out by him on the warrant of said Board of Trustees, signed by the Secretary of said Board and countersigned by the Chairman thereof; and the said County Treasurer shall be liable to said Special School District for the non-performance of his duties in respect to said moneys in the same manner and to the same extent and under like penalties as for the non-performance of his duties in reference to State and county taxes. And all moneys appropriated by the town of Winnsboro to Mount Zion Society for the benefit of the schools in said special district, or arising from any other sources and coming to said society for the benefit of said schools, shall be disbursed for the benefit of said schools on the warrant of the Board of Trustees thereof, signed by the Secretary of said Board and countersigned by the Chairman thereof.

Sec. 5. The County Superintendent of Education for Fairfield County shall apportion the taxes or other funds to which said Special School District may be entitled in the manner now or hereafter provided by law.

Apportion -

SEC. 6. The Board of Trustees of said Special School District Board of Trustees to reshall annually, on or before the 1st day of December, make a port to State report of their actings and doings to the State Superintendent ent of Educaof Education, which report shall be transmitted through the County Superintendent of Education.

SEC. 7. The present Board of Trustees of said Special School Present Board to con-District shall continue in office, and shall have the management, tinue in office control and government of the schools in said district until the sors are electelection of the Board of Trustees herein provided for; and upon the organization of said Board the present Trustees shall turn over to the new Board all school property under their control; and the County Treasurer shall in like manner hold all moneys apportioned to said school district, subject to the order of the new Board of Trustees as provided in this Act.

until succes-

A. D. 1900. When to go into effect.

Sec. 8. This Act shall go into effect upon its approval, shall continue in force until repealed, and all Acts or parts of Acts in conflict with the provisions thereof are hereby repealed, so far as they may effect said Special School District.

Approved the 17th day of February, A. D. 1900.

No. 294.

No. 107. AN ACT TO ESTABLISH TWO TOWNSHIPS OUT OF PEE DEE TOWNSHIP, IN THE COUNTY OF FLORENCE.

Section 1. Be it enacted by the General Assembly of the Pee Dee and State of South Carolina, That on and after the approval of this Hannah town-ships, in Florence County, be, and the ence County, same is hereby, divided into two townships as follows, to wit: same is hereby, divided into two townships as follows, to wit: That all of said township east of the run of Big Swamp, shall constitute a township to be known as Pee Dee, and all that portion thereof west of the run of said swamp, shall constitute a township to be known as Hannah.

Voting places

Sec. 2. That the voting precinct in Pee Dee shall be located at Savage, and the voting precinct in Hannah Township shall be at Hannah.

Repealing

Sec. 3. That all Acts and parts of Acts inconsistent with this Act be, and are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 295.

No. 147. AN ACT to Provide for the Purchase and Retirement of BONDS OF THE CITY OF FLORENCE.

Section 1. Be it enacted by the General Assembly of the sinking State of South Carolina, That the Sinking Fund Commission mission of city of the city of Florence, with the advice and consent of the City of Florence may retire ere. Council, are hereby authorized and empowered to purchase and tain bonds. retire any amount of bonds owing by said city, provided that

the same can be purchased at a premium not exceeding seven per cent. of their face value, with the interest that may be due thereon.

A. D. 1900.

Approved the 19th day of February, A. D. 1900.

No. 296.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO ESTAB-LISH A NEW SCHOOL DISTRICT IN GEORGETOWN COUNTY. AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN," APPROVED DECEMBER 24TH, A. D. 1885, AS AMENDED BY AN ACT APPROVED DECEMBER 24TH, A. D. 1887, SO AS TO PROVIDE THAT THE TRUSTEES AP-POINTED BY THE SUPERINTENDENT OF EDUCATION SHALL BE COMMISSIONED BY HIM. AND TO REPEAL CONFLICTING Acts as to this District.

Act 1887, XIX

SECTION I. Be it enacted by the General Assembly of the State of South Carolina, That an Act entitled "An Act to establish a new school district in Georgetown County, and to authorize the levy and collection of a local tax therein," approved December 24th, 1885, as amended by an Act approved December 24th, A. D. 1887, be, and the said Act is hereby, further amended by adding the following words to section 5: Provided, further, "That the Trustees which the State Superintendent of Education shall appoint, as aforesaid, shall also be commissioned by the State Superintendent of Education," and by adding a section, to be known as section 12, containing the usual repealing clause; so that the said Act, as amended, shall read (after the enacting words) (and it shall be of force from the date of its approval) as follows:

Section 1. That for the purpose of maintaining public schools School District in Countries in Co in the town of Georgetown, a new school district be, and the ty of Georgetown created. same is hereby, created and established in the County of Georgetown, embracing within its limits all that territory lying between Black and Sampit Rivers, and within a radius of three miles from the Court House in said town.

SEC. 2. That the said district shall be known as the Winyah Name of and Indigo School District, and shall be a body politic and corpopowers of.

rate, with such government, rights, privileges and liabilities as are provided for school districts by the School Law of South Carolina.

Power to

Sec. 3. That in addition to the rights and privilege as hereinnevy tax: when and before granted, the said school district shall have power to levy, on all real and personal property returned in the said district, a tax not exceeding two mills on the dollar, subject to the following provisions: The School Trustees of said district shall, at any time previous to the 30th day of June of each year, upon the written request of five property-holders, issue a call for a public meeting (after two weeks notice) of all those citizens, being legal voters, who reside and return real and personal property in said district; and such notice shall be published in at least one newspaper and posted in two public places in said district for at least two weeks before such meeting, and shall specify the time, place and object of such meeting.

Public meeting to levy tax.

Sec. 4. That when the persons answering the above description shall have assembled in public meeting, they shall have power to select a Chairman and Secretary, adjourn from time to time, and decide what additional tax, if any, shall be levied for the purposes of this Act: Provided, That no tax thus levied shall be repealed at any subsequent meeting within the same year.

Sec. 5. There shall be appointed in the manner now provided Trustees of; how elected, by law three Trustees, who, in conjunction with four Trustees, duties of, &c. to be appointed from among the members of the Winvah Indigo Society by the State Superintendent of Education, shall constitute the Board of Trustees for said school district, whose term of office shall be for two years from the date of such appointments, respectively, and who, in addition to the duties and responsibilities now provided by law for Trustees of school districts, shall have the following powers and duties: First, to purchase, lease or erect suitable buildings for the use of the public schools of said school district. Second, to elect and dismiss Superintendents and teachers of said schools, prescribe their duties and terms of office and to fix their salaries, and to cause an examination of said teachers to be made whenever Third, to determine the class books and studies to necessary. be used in said schools, and to make rules and regulations for the government of said schools. Fourth, to determine the manner in which the tax heretofore authorized (and the two mills constitutional poll tax provided by law) shall be expended in

maintaining said public schools. Fifth, to fill all vacancies occurring in said Board of Trustees by death, resignation, removed or otherwise during their term of office or service: Provided. That when such vacancy arises from the death, resignation or removal of a Trustee who is a member of the Winyah Indigo Society, his successor shall be appointed from said society: Provided, further, That the Trustees which the State Superintendent shall appoint as aforesaid shall also be commissioned by the State Superintendent of Education.

SEC. 6. That it shall be the duty of the Chairman and Secretax shall be tary of said public meeting, within one week after said meeting levied. has been held, to notify the Chairman of the Board of Trustees for said school district, and the Auditor of said county, of the amount of the tax thus levied, and the purposes for which the same has been levied; and the County Auditor shall at once assess such tax on all real and personal property returned in said school district, and the County Treasurer shall collect the same with the State and county taxes; and such tax shall be a lien on all property until paid, and defaulting taxpayers shall be liable to like process and penalties as defaulters for State and county taxes.

SEC. 7. That the money collected from said tax and the con- How fund kept and disstitutional poll and two mill tax to which the district is entitled bursed. under the general provisions of the law, shall be deposited by the County Treasurer in the usual place of deposit for county funds, to the credit of the Trustees of said school district, and shall be disbursed directly by the said Trustees in such manner and amounts as they may deem necessary for the interest of said district; and it shall not be necessary for any warrant, check or order drawn by the Trustees against said fund to be approved or countersigned by the School Commissioner of said The said Treasurer shall be liable to the said school district for the non-performance of his duty in respect to said money in the same manner and to the same extent and under like penalties as for non-performance of his duties in reference to State and county taxes, and the Trustees shall file at the end of each fiscal year in the office of the County Auditor a verified and detailed account of their receipts and disbursement: Provided, That the said Trustees shall give bond in the penal sum of \$5,000, said bond to be approved by the County Commissioners of Georgetown.

A. D. 1900.

A. D. 1900. Township to be laid off.

Sec. 8. That for convenience in assessing and collecting such tax, the County Commissioners of Georgetown County are hereby authorized (if necessary) to lay off a new township, with such name and number as they may select, to be cotermimus in extent with such school district, the assessment for the fiscal scholastic year beginning November 1, 1885, to be made by the County Auditor immediately after he shall have been notified by the Chairman and Secretary of the amount of the tax so levied.

Trustees of election.

Sec. 9. That the School Trustees now in charge of School District No. 1 to Georgetown County are hereby authorized and required to act until the election and appointment of the Trustees provided for by this Act.

When to go into effect.

SEC. 10. That this Act shall take effect immediately after its passage.

Repealing clause.

Sec. 11. That all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

Ib.

SEC. 12. That all Acts and parts of Acts which are inconsistent with this Act as hereby amended and re-enacted be, and such inconsistent Acts are hereby, repealed, as to the said school district.

Approved the 19th day of February, A. D. 1900.

No. 297.

AN ACT TO AUTHORIZE AND REQUIRE CERTAIN CAUSES, No. 79. ACTIONS, PROCEEDINGS AND MATTERS IN THE PROBATE COURTS OF THE COUNTIES OF ABBEVILLE AND EDGEFIELD TO BE TRANSFERRED TO THE PROBATE COURT OF GREEN-WOOD COUNTY.

Section 1. Be it enacted by the General Assembly of the Transfer of State of South Carolina, That from and after the passage of certain legal proceedings this Act, any causes, actions, proceedings and matters of what-from Abbeville and Edgefield soever nature that are not yet ended in the Probate Courts of Counties to Greenwood the Counties of Abbeville and Edgefield, pertaining to those sections of said counties now embraced in Greenwood County, and in which the Probate Court of Greenwood County would have had jurisdiction at the time of the commencement of such

causes, actions, proceedings and matters, if said County of Greenwood had been established prior thereto, on demand of any party interested therein, be transferred by the first named Courts to the said Probate Court of the County of Greenwood; and certified copies of all original records and papers belonging to any of the causes, actions, proceedings and matters thus demanded, together with all the legal incidents thereto appertaining, shall be transferred to the said Probate Court of Greenwood County: Provided, That the said copies shall be furnished at one-half the regular fee for such service, to be paid for by the party demanding them.

Approved the 17th day of February, A. D. 1900.

No. 298.

AN ACT TO AUTHORIZE THE PUBLIC SCHOOL TRUSTEES OF School District No. 12 D. of Greenville County to Use the Public School Money of said District, or so MUCH THEREOF AS MAY BE NECESSARY, TO AID IN RE-BUILDING THE FRIENDSHIP CHURCH BUILDING, RECENTLY DESTROYED BY FIRE WHILE BEING USED FOR PUBLIC SCHOOL PURPOSES.

No. 28.

Whereas, the Public School Trustees of School District No. 12 D. of Greenville County, with the consent of the Church Trustees, used the Friendship Church building for public school purposes for the past twenty-four years without charge; and whereas, the said church building was recently destroyed by fire in the daytime, while the public school was actually in session, and without insurance; and whereas, there is now no public school building within said district; and whereas, the Public School Trustees of said district and all the patrons of said district except three have petitioned the General Assembly of South Carolina to authorize it; now, therefore,

Preamble.

Section 1. Be it enacted by the General Assembly of the State of Soutth Carolina, That the free Public School Trustees Church to be of School District No. 12 D. of Greenville County, be, and Trustees of they are hereby, required, authorized and empowered to use \$\frac{\text{School District No. 12 D.}}{\text{D.}}\$. the public school funds of said district, or so much thereof as of Greenville

may be necessary, to aid in rebuilding the Friendship Church building, recently destroyed by fire while being used for public school purposes.

Approved the 9th day of February, A. D. 1900.

No. 299.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE No. 17. PAYMENT OF THIRTY DOLLARS TO MISS EMMA J. SIPPLE. OF HAMPTON COUNTY, FOR PAST DUE SCHOOL CLAIMS.

County order-ed paid.

Section 1. Be it enacted by the General Assembly of the Certain State of South Carolina, That the County Superintendent of in Hampton Education of Hampton County be, and is hereby, authorized and required to approve and order paid out of any funds now on hand or hereafter to be collected for School District Number 13, of said County, two certain school claims in favor of Miss Emma J. Sipple, of said county, one for fifteen dollars, date December, 1808, and one for fifteen dollars, of date January, 1800, and the Treasurer of said county shall pay the said orders when so issued out of the funds of said district when on hand. Approved the 19th day of February, A. D. 1900.

No. 300.

AN ACT TO AUTHORIZE S. E. WOODBURRY TO ERECT AND MAINTAIN WHARVES ON SOCASTEE CREEK, IN HORRY COUNTY.

Section 1. Be it enacted by the General Assembly of the Wharves on State of South Carolina, That S. E. Woodburry and his heirs socastee Creek permit and assigns be, and are hereby, authorized to build and maintain on his own land, lying on the Socastee Creek, at or near Pitch Landing, in Horry County, wharves to be owned by him, and to be used in connection with warehouses, if he sees fit to maintain warehouses, and also to erect and maintain such other

wharves along said creek, on his own land, as may be necessary for his own convenience and that of the public; and that he have the right to charge and collect by the usual means layage, storage and wharfage at the ordinary rate.

Sec. 2. That S. E. Woodburry, his heirs and assigns, shall ed to S. E. have the right to let or rent to any steamboat or railroad com- Woodburry. pany or private individual the aforesaid wharves or any of them, vesting in his lessee or tenant the same rights exercised by himself.

SEC. 3. That the franchise hereby granted shall vest in S. E. Duration of franchise. Woodburry, his heirs and assigns, for a period of thirty-one years.

Approved the 13th day of February, A. D. 1900.

No. 301.

AN ACT TO REPEAL AN ACT TO CONSTITUTE THE TOWN OF KERSHAW A SEPARATE SCHOOL DISTRICT, AND TO AUTHOR-IZE THE LEVY AND COLLECTION OF A SPECIAL TAX THEREIN, FOR THE PURPOSE OF MAINTAINING ONE OR More Graded Public Schools in said Town, Approved 24TH DECEMBER, 1889.

No. 80.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That an Act to constitute the town Act of 1889, Kerof Kershaw a separate school district, and to authorize the levy shaw a school district, reand collection of a special tax therein, for the purpose of main- pealed. taining one or more graded public schools in said town, be, and the same is hereby, repealed, together with all Acts amendatory thereto.

Approved the 17th day of February, A. D. 1900.

No. 302.

A JOINT RESOLUTION REQUIRING THE COUNTY SUPERIN-No. 13. TENDENT OF EDUCATION OF LANCASTER COUNTY TO DRAW HIS WARRANT IN FAVOR OF ENTERPRISE PUBLISHING COMPANY FOR \$72.92 FOR PRINTING, AND THE COUNTY TREASURER TO PAY THE SAME FROM COUNTY SCHOOL FUNDS.

Section 1. Be it enacted by the General Assembly of the Claim of En-State of South Carolina, That the County Superintendent of terprise Publishing Com. Education for Lancaster be, and he is hereby, authorized and pany of Lanaster ordered required to draw his warrant in favor of the Enterprise Publishing Company of Lancaster for the sum of \$72.92, for advertising done for said office during and for the years 1892, 1893 and 1894, and the County Treasurer of said county be, and he is hereby, required to pay the same.

Approved the 17th day of February, A. D. 1900.

No. 303.

AN ACT TO AUTHORIZE THE COUNTY BOARD OF COMMISSION-No. 88 ERS OF LAURENS COUNTY TO ISSUE COUPON BONDS FOR THE PURPOSE OF REFUNDING THE INDEBTEDNESS OF SAID COUNTY, FALLING DUE IN DECEMBER, 1900, UPON BONDS Issued in Aid of the Greenville and Laurens Rail-ROAD COMPANY, AND THE GREENWOOD, LAURENS AND SPARTANBURG RAILROAD COMPANY, AND THE COUNTY SUPERVISOR OF SAID COUNTY TO SIGN SAME.

poses.

Section 1. Be it enacted by the General Assembly of the Laurens State of South Carolina, That for the purpose of refunding the County authorized to is indebtedness of the County of Laurens upon bonds issued in certain pur- aid of the Greenville and Laurens Railroad Company, and the Greenwood, Laurens and Spartanburg Railroad Company, which bonds fall due in December, 1900, the County Board of Commissioners of the County of Laurens be, and they are hereby, authorized and empowered to issue coupon bonds to an amount not to exceed the amount of said bonds falling due in

December, 1900, now outstanding, said bonds to bear interest at a rate not exceeding seven per cent, per annum, payable annually on the first day of December of each and every year, to bear date from the first day of December, 1900, to be made pavable thirty years from the date of the same, and to be signed by the County Supervisor of Laurens County as Supervisor and Chairman of the County Board of Commissioners, who shall attach the seal of the Supervisor to the same, attested by the Secretary of said County Board of Commissioners, and a record of the number, denomination and amount of said bonds shall be kept by said Board.

A. D. 1900.

Sec. 2. That should the said County Board of Commission- May borrow ers of Laurens County deem it advisable and to the interest of said county to borrow money and pay off said indebtedness, or any part of it, and not issue bonds as aforesaid, that then they be, and are hereby, authorized and empowered to borrow such sum or sums of money as may be necessary for that purpose, and to execute the obligations of the county therefor.

Approved the 17th day of February, A. D. 1900.

No. 304.

AN ACT to Authorize the Drawing of Six Grand Jurors FOR LAURENS COUNTY TO SERVE FOR THE YEAR NINETEEN HUNDRED. ADDITIONAL TO THE TWELVE DRAWN PURSU-ANT TO THE STATUTE TO SERVE FOR SAID YEAR. AND UNTIL THEIR SUCCESSORS ARE DRAWN.

No. 2.

Whereas, there was irregularity in the drawing of the grand jury for Laurens County for the year 1809, rendering the panel illegal; and whereas, the sail illegality appertains to the six grand jurors drawn at the October term of the Court of General Sessions for said county to serve for the year A. D. 1900, pursuant to the provisions of an Act approved the 17th day of February, A. D. 1897, relating to grand juries.

SECTION I. Be it enacted by the General Assembly of the Section 1. Be it enacted by the General Assembly of the Drawing of State of South Carolina, That six additional grand jurors be Laurens Counauthorized and required to be drawn by those now empowered by law to draw grand jurors for Laurens County, at the same

ty for 1900.

time and in the same manner as it is required by law for the drawing of the regular twelve grand jurors for the said year A. D. 1900, which six grand jurors so drawn shall serve and discharge their duties as the other twelve grand jurors so regularly drawn, and that the six jurors herein provided to be drawn, with the other twelve already provided by law to be drawn, shall constitute the grand jury for Laurens County for the year A. D. 1900, and until their successors are selected as now provided by law.

SEC. 2. That the Clerk of the Court of General Sessions for Laurens County is hereby authorized and required to issue a venire for said additional six grand jurors, who shall be summoned to attend in the same manner as is provided by law for. the other twelve grand jurors.

When to go into effect.

Sec. 3. That this Act shall take effect from the date of its approval.

Approved the 18th day of January, A. D. 1900.

No. 305.

No. 108. AN ACT to Authorize the County Treasurer of Laurens AND SUMTER COUNTIES TO PAY CERTAIN SCHOOL CLAIMS.

in Laurens and Sumter thorized to be

Section 1. Be it enacted by the General Assembly of the Oertain State of South Carolina, That the County Treasurer of Laurens and Sumter Counties is hereby authorized to pay all school au claims, which are regular on their face and duly approved by the County Superintendent of Education of said counties, out of any funds which are now or may hereafter come into his hands applicable to said claims, independent of the fact that said claims were drawn on said funds before the same were available: Provided, This shall not apply to claims hereafter approved: Provided, That as to claims for school charts, only such of said claims as have been transferred to and are held by innocent third parties for value shall be paid.

Approved the 19th day of February, A. D. 1900.

No. 306.

A. D. 1900.

AN ACT to Require the County Treasurer of Lexington COUNTY TO INVEST, AS A SINKING FUND, ALL FUNDS COMING INTO HIS HANDS FOR PAST INDEBTEDNESS.

No. 33.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the County Treasurer of Lexing- sinking fund ton County be, and he is hereby, authorized and required to county. invest in the safety department of one or more safe banks, at best rate of interest obtainable, all funds coming into his hands from year to year by levies for past indebtedness for said county, and he shall keep the same so on deposit and at interest until the principal and interest so accumulated shall amount to a sufficient sum to place the county on a cash basis, so far as its ordinary county expenses are concerned.

SEC. 2. That the said County Treasurer shall be responsible, Responsibility of County bis official bond for this fund and its proper management. Treasurer. on his official bond, for this fund and its proper management.

Approved the 13th day of February, A. D. 1900.

No. 307.

A JOINT RESOLUTION TO PROVIDE FOR PAYING TWENTY-SIX DOLLARS TO J. H. PATE, AND FIFTEEN DOLLARS AND TWENTY CENTS TO J. L. PARROTT, FOR SURVEYS FOR LEE COUNTY PRIOR TO THE DECISION OF SUPREME COURT AN-NULLING THE ACT CREATING SAME.

No. 6.

Whereas, it appears satisfactorily from itemized accounts presented, attested and verified, that J. H. Pate and J. L. Parrott actually rendered services, as hereinafter stated, by order of the Commissioners appointed by Act of the General Assembly creating Lee County, and that the charges are minimum and reasonable, and that the services were rendered in good faith and confidence, and there being no other source from which these just accounts can be lawfully paid; therefore,

Preamble.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Comptroller General of the Surveyors of State be authorized and required to draw his warrants, and the dered paid. State Treasurer to pay same, from any funds in his hands not

ctherwise appropriated, in favor of J. H. Pate, of Bishopville, for twenty-six (\$26) dollars, and in favor of J. L. Parrott, of Bishopville, for fifteen (\$15) 20-100 dollars, in full of their accounts for surveying, under order of the Commissioners for Lee County, while the said Commissioners were officers de facto.

Approved the 17th day of February, A. D. 1900.

No. 308.

No. 99. AN ACT to Validate Certain Elections and to Author-IZE SPECIAL REGISTRATION AND THE COLLECTION OF A TAX IN THE TOWN OF MULLINS, IN MARION COUNTY.

SECTION I. Be it enacted by the General Assembly of the Blections State of South Carolina, That the election held in the town of held in Mullins, in the County of Marion, on the second Monday in January, A. D. 1900, for Intendant and Wardens, and that the special election held in the said town on the 28th day of December, A. D. 1899, to increase the corporate limits of said town, without a previous municipal registration of the voters, be, and the said two elections are hereby, confirmed and rendered valid, legal and binding in every respect, as fully as if every requirement had been observed.

Municipal SEC. 2. That the Intendant and wardens of the said town of voters for special elections.

SEC. 2. That the Intendant and wardens of the said town of voters for special elections. SEC. 2. That the Intendant and Wardens of the said town be any special election which they may see fit to order, which registration shall hold good until the next annual registration under the general law; and in that regard to give such notice and to appoint such Supervisor or officer as may be required or deemed necessary.

Levyand collection of year 1899.

Sec. 3. That on and after the approval of this Act, the said taxes for fiscal Intendant and Wardens be and are empowered and authorized to assess, levy and collect a special property tax in said town for the current fiscal year of 1899, not to exceed the limit of their charter, to wit: not to exceed twenty cents on every one hundred dollars worth of property in said town, their ordinance fixing the rate to be published once in the town newspapers, or

the county paper having the largest circulation in the town, the tax to be due and collectible ten days after such publication; and in the meantime they may borrow money on the faith of such tax, at a rate of interest not to exceed eight per cent. per annum. The said tax shall be enforceable under the same pains and penalties as are the regular taxes of said town under their charter.

Approved the 19th day of February, A. D. 1900.

A. D. 1900.

No. 309.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO INCORPO-RATE THE FARMERS' MUTUAL INSURANCE ASSOCIATION OF MARLBORO COUNTY," APPROVED DECEMBER 18TH, 1894, SO AS TO AUTHORIZE INSURING LIVE STOCK.

No. 13.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section 2 of an Act entitled "An Farmers" Act to incorporate the Farmers' Mutual Insurance Association ance Association of Marlof Marlboro County," approved December 18th, 1894, be boro. amended, so as to read as follows:

Section 2. That said corporation shall have the right to mutually insure the respective dwelling houses, furniture in dwelling houses, barns and other buildings of its members in Marlboro County against loss, by fire, winds or lightning, upon such terms and under such conditions as may be fixed by the by-laws of said corporation; also to insure against loss, by death or disease in any manner, all live stock and domestic animals. may sue and be sued in any Court in this State, and may have and use a common seal.

Sec. 2. That this Act shall take effect immediately upon its approval.

Approved the 9th day of February, A. D. 1900.

No. 310.

No. 100. AN ACT to Authorize the Commissioners of the Sinking Fund to Lend Funds to the County Board of Com-MISSIONERS OF MARLBORO COUNTY TO BUILD A NEW JAIL FOR SAID COUNTY, AND TO AUTHORIZE SAID BOARD TO PASS A SPECIAL TAX LEVY TO SECURE THE PAYMENT OF THE SAME.

Section 1. Be it enacted by the General Assembly of the Sinking State of South Carolina, That the Commissioners of the Sinkmission may ing Fund of the State of South Carolina are hereby authorized to Marlboro to lend to the County Board of Commissioners of Marlboro County, out of the funds in their hands, the sum of seven thousand dollars (\$7,000), to be used in building a jail for said county.

interest, ta to repay, &c.

Term of Sec. 2. That said loan shall be for the term of three years, loan, rate of interest, tax and shall bear interest at a rate not exceeding five per cent. per annum, payable annually; for the purpose of repaying said loan there is hereby levied a special tax of one mill on the dollar on all taxable property in the County of Marlboro until said loan is fully repaid, and the said County Board of Commissioners of said county shall pay the said loan out of the taxes collected under said levy—that is to say, they shall pay the full amount collected for each year for said purposes, until the whole of said amount loaned, with interest thereon as aforesaid, shall be fully paid: any surplus of said tax shall be turned into the county treasury for ordinary county purposes.

Notes for.

SEC. 3. That the Treasurer and Supervisor of said County of Marlboro are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein levied shall be pledged by the County Board of Commissioners for said County of Marlboro to secure the payment of said note or notes, and all interests thereon as aforesaid.

Sec. 4. This Act shall go into effect immediately upon its When to go into effect. approval.

Sec. 5. That all Acts and parts of Acts inconsistent with this Repealing Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 311.

A. D. 1900. No. 41.

AN ACT to Authorize and Require the County Board of COMMISSIONERS OF MARLBORO COUNTY TO BUILD A NEW JAIL FOR SAID COUNTY, AND TO LEVY A TAX THEREFOR.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the County Board of Commis-County of Marlboro to sioners of Marlboro County be, and they are hereby, authorized, build jail. empowered and required to build, by contract, let to the lowest responsible bidder who will give a good and sufficient bond. with sureties, for the faithful performance of his contract, a new jail, at a cost, not to exceed seven thousand dollars, exclusive of the material in the old jail. The said Board of County Commissioners shall advertise for bids on the construction of the new jail at least sixty days before said contract is to be let, by publication in at least three daily newspapers published in three separate States, once a day for at least one week.

Site for jail.

SEC. 2. That said new jail shall be built on some suitable site or lot other than upon the public square, in the town of Bennettsville, and the present site of said jail is hereby declared to be and shall remain a part of the public square of said town: Provided. That a suitable site or lot, or the sum of five hundred dollars be donated to the county either by the town of Bennettsville or by private subscription.

SEC. 3. That a tax of one mill upon the dollar on all the tax- Tax to raise able property in the County of Marlboro is hereby levied each year successively, beginning with and including the fiscal year 1000, until the said sum, seven thousand dollars, and interest thereon, has been raised, which said tax shall be known as "The Jail Tax," and shall be collected at the same time and by the same officers as other taxes for the same year, and held in the county treasury of Marlboro County, and paid out as other county funds are paid. The funds raised under the provisions of this Act shall be used for the purpose for which the tax is levied, and no other, except that any balance remaining after the said new jail has been paid for, or moneys borrowed for said purpose, together with all interest thereon, has been fully paid, shall be used for the payment of any outstanding indebtedness of said county.

SEC. 4. That the County Board of Commissioners of Marl- county Comboro County shall have the power, and are hereby authorized, may borrow to borrow money for the building of said new jail at any time

before said jail is completed, on the faith of the levy herein provided for, and to pledge the fund raised by said tax to secure the payment thereof: Provided, That a higher rate of interest than seven per centum per annum shall not be paid.

Disposition of old jail.

Sec. 5. That the said Board of County Commissioners are hereby empowered, in their discretion, to either utilize the material in the old jail in the construction of the new jail, or to continue the use of said old jail until the new one has been completed, and then remove the old jail and outbuildings, and sell the material therein and turn the proceeds into the county treasury for ordinary county purposes.

Approved the 13th day of February, A. D. 1900.

No. 312.

No. 74. AN ACT to Authorize the County Board of Commission-ERS FOR OCONEE COUNTY, IN THIS STATE, TO UNITE WITH THE AUTHORITIES OF HABERSHAM COUNTY, IN THE STATE OF GEORGIA, IN REBUILDING THE PRATHER BRIDGE.

County, Georgia, in building bridge.

Section 1. Be it enacted by the General Assembly of the Ocone State of South Carolina, That the County Board of Commiscounty may with sioners for Oconee County be, and is hereby, authorized to unite with the proper authorities of Habersham County, Georgia, in rebuilding the Prather Bridge across Tugaloo River at its former site, if in the judgment of said Board of Commissioners for Oconee County the rebuilding of said bridge shall by them be deemed necessary, wise and proper: Provided. That the cost to said County of Oconee for same shall not exceed the sum of seven hundred and fifty dollars, to be paid from the ordinary county funds of said county, when and if the said County of Habersham, Georgia, shall pay, or shall agree to pay, a like sum for said purpose: Provided, further, That one-half of the proper cost of keeping the said bridge in repairs for the public travel shall be paid by the said County of Oconee from the ordinary expense fund of said county, when and if the other onehalf thereof shall be paid by the said County of Habersham, Georgia.

SEC. 2. That this Act shall take effect from and after the first day of January, 1901, and that all Acts or parts of Acts inconsistent with the same be, and the same are hereby, re-effect. pealed.

When to take

Approved the 17th day of February, A. D. 1900.

No. 313.

AN ACT TO VALIDATE THE ELECTION FOR INTENDANT AND WARDENS OF THE TOWN OF WALHALLA, WHICH WAS HELD . ON THE 15TH DAY OF JANUARY, A, D. 1900, AND TO VALI-DATE THE ELECTION OF INTENDANT AND WARDENS OF THE Town of Fort Motte. Elected the 18th Day of Janu-ARY, A. D. 1898.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the election for Intendant and Election in Walhalla vali-Wardens of the town of Walhalla, which was held on the 15th dated. day of January, 1900, be, and the same is hereby, validated. and the officers of said town elected at such election are declared to be the duly elected Intendant and Wardens of said town, as though the said election had been in all respects regular.

SEC. 2. That the election for Intendant and Wardens of the Election in town of Fort Motte which was held January 18th, 1898, be, and validated. the same is hereby, validated, and all their ordinances and their actions an doings are hereby validated as if said election had been in every respect regular and in accordance with law.

Approved the 19th day of February, A. D. 1900.

No. 314.

A JOINT RESOLUTION to Authorize the County Su-No. 3. PERINTENDENT OF EDUCATION AND BOARD OF SCHOOL EDU-CATION FOR OCONEE COUNTY TO AUDIT AND ALLOW THE CLAIM OF NEILL W. MACAULAY FOR FORTY-TWO DOLLARS. BALANCE PAST DUE HIM ON SALARY AS SCHOOL COMMIS-SIONER OF SAID COUNTY.

SECTION 1. Be it enacted by the General Assembly of the Claim of N. State of South Carolina, That the County Superintendent of W. Macaulay authorized Education and Board of Education of the Public Free Schools school fund of Oconee County be, and they are hereby, authorized and county. empowered to audit and allow the claim of Neill W. Masseleve empowered to audit and allow the claim of Neill W. Macaulay for the sum of forty-two dollars, in full, of the balance due and unpaid to him on his salary as County School Commissioner of said county for the months of November and December of the fiscal year A. D. 1804-5; and that said amount be paid by the Treasurer of said county upon the warrant of the present Board of Education from the current public free school fund of said county.

Approved the 9th day of February, A. D. 1900.

No. 315.

No. 141. AN ACT to Validate the Action of the Meeting of the STOCKHOLDERS OF THE SOUTHERN SHUTTLE AND BOBBIN COMPANY, HELD ON THE 6TH DAY OF JANUARY, A. D. 1900, AT WESTMINISTER, SOUTH CAROLINA, VOTING TO INCREASE THE CAPITAL STOCK OF SAID COMPANY TO THIRTY-FIVE THOUSAND DOLLARS. WITHOUT PUBLICA-TION OF THE NOTICE NOW REQUIRED BY LAW, AND TO AU-THORIZE THE SECRETARY OF STATE TO ENDORSE UPON THE CHARTER OF SAID COMPANY THE CERTIFICATE OF SAID IN-CREASE OF THE CAPITAL STOCK.

Whereas, the stockholders of the Southern Shuttle and Bobbin Company, in their meeting held at Westminister, South Preamble. Carolina, by resolution of the Board of Directors of said com-

pany, on the 6th day of January, 1900, the notice of which meeting was not published, as now required by law, but each stockholder was notified in writing of the time and place of the said meeting, and the object thereof; and whereas, at said meeting all of the stockholders of said company were either personally present or legally represented by proxy, and did by a vote of more than two-thirds of the original stock of said corporation, decide to increase the capital stock of said company to thirty-five thousand dollars; therefore,

SECTION I. Be it enacted by the General Assembly of the State of South Carolina, That the action of the stockholders of Southern of the Southern Shuttle and Bobbin Company, in their meeting Shuttle and Bobbin Company. held on the 6th day of January, A. D. 1900, at Westminister, pany in increasing capital stock validated. stock to increase the capital stock of said company to thirtyfive thousand dollars, be, and the same is hereby, in all respects, validated, and that the Secretary of State, upon receiving from the Board of Directors of said company a certified copy of the resolution of said meeting of stockholders, and upon return of its original charter to him, is hereby authorized and directed to record said certificate, and also to endorse on the original charter of said company a certificate of such increase of capital stock, and return the same to said Board of Directors, as required by law, and that the action of said Directors under said increase be in all respects validated.

Approved the 19th day of February, A. D. 1900.

No. 316.

A JOINT RESOLUTION TO AUTHORIZE AND DIRECT THE COUNTY SUPERVISOR OF ORANGEBURG COUNTY TO DRAW HIS WARRANT ON THE COUNTY TREASURER OF SAID COUNTY FOR THE SUM OF FORTY-ONE AND 14-100 DOLLARS. IN FAVOR OF EMMA JULIA WARING, AND TO REQUIRE THE SAID TREASURER TO PAY THE SAME.

No. 4.

Section 1. Be it enacted by the General Assembly of the Orangeburg State of South Carolina, That the County Supervisor of thorized to Orangeburg County be, and he is hereby, authorized and di- Emma J.

rected to draw his warrant on the County Treasurer of Orangeburg County for forty-one and 14-100 dollars (\$41 14-100), in favor of Emma Julia Waring, being overpaid taxes for the year And that the County Treasurer of Orangeburg County is hereby authorized and required to pay the same.

Approved the 9th day of February, A. D. 1900.

No. 317.

No. 71. AN ACT to Establish City Township, in the County of ORANGEBURG.

Section 1. Be it enacted by the General Assembly of the City Town-State of South Carolina, That a new township, to be known as ship, in Ora n g e b u r g City Township, is hereby formed and created in the County of Orangeburg, in the State of South Carolina, and its boundaries shall be coincident and coterminous with the boundaries of the city of Orangeburg, in said county; and the said township shall have all the rights, powers, liabilities and incidents fixed by law upon the other townships of said county.

When to go into effect.

SEC. 2. That this Act shall take effect on December 31st, 1900, and all Acts and parts of Acts inconsistent herewith be, and the same are hereby, repealed.

Approved the 17th day of February, A. D. 1900.

No. 318.

No. 116. AN ACT to Provide for the Election of School Trustees OF THE TOWN OF EASLEY, IN PICKENS COUNTY, AND TO DEFINE THEIR POWERS AND DUTIES.

Section 1. Be it enacted by the General Assembly of the Election of State of South Carolina, That in the school district consisting School Trus-tees for Eas-ley, in Pickens County, the School Trustees ley, in Pickens of said school district shall have power, and they are hereby required, to call a meeting of the citizens of said school district

A. D. 1900.
Powers and

returning real and personal property therein for taxation, for the purpose of electing a Board of three Trustees for said school district, whose term of office shall be for two years, and until their successors are elected, said election to be held on the second Tuesday in June, 1900, and on the same day of every second year thereafter. The Trustees shall publish a notice of said election for at least two weeks previous thereto in one or more newspapers published in the county, and post the same in one or more conspicuous places in said school district. Said election shall be conducted according to the rules and regulations prescribed for conducting town elections in the town of Easley. In addition to the duties and responsibilities now provided by law for the Trustees of school districts, the said Trustees shall have the following powers and duties, to wit: To purchase and erect suitable buildings for the use of the public schools of the said school districts; to elect and dismiss superintendents and teachers of the town schools, prescribe their duties, terms of office, and to fix their salaries, and to cause an examination of said teachers to be made whenever, in their judgment, it is necessary; to determine the class-books and studies to be used in said schools, and to make rules and regulations for the government of said schools; to determine the manner in which the tax heretofore authorized and the three mills constitutional and poll tax provided by law shall be expended in maintaining said public schools, and to fill all vacancies occurring in said Board of Trustees by death, resignation, removal or otherwise, during their term of office or service.

Approved the 19th day of February, A. D. 1900.

No. 319.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR COTTON WEIGHERS AT PICKENS, EASLEY AND LIBERTY, IN PICKENS COUNTY, AND SENECA, IN OCONEE COUNTY," APPROVED FEBRUARY 28TH, 1899, SO AS TO EXEMPT THE COTTON WEIGHERS AND PURCHASERS AT THE EASLEY AND PICKENS COTTON MILLS FROM THE OPERATION THEREOF.

No. 87.

Section 1. Be it enacted by the General Assembly of the Act of 1800, State of South Carolina, That an Act entitled "An Act to pro-amended."

vide for cotton weighers at Pickens, Easley and Liberty, in Pickens County, and Seneca, in Oconee County," approved February 28th, 1899, be amended by inserting the following section, to be known as section "5a," after section 5:

Exceptions.

Section 5a. This Act shall not apply to purchasers or weighers of cotton for the Easley Cotton Mills, in the town of Easley, nor to purchasers or weighers of cotton for the Pickens Mills, in the town of Pickens.

Approved the 17th day of February, A. D. 1900.

No. 320.

AN ACT to Confirm to the "Independent Steam Fire No. 39. ENGINE COMPANY," OF THE CITY OF COLUMBIA, S. C., THE TITLE TO A CERTAIN LOT OF LAND IN SAID CITY.

Preamble.

Whereas, the "Independent Steam Fire Engine Company," a corporation duly created and existing under the laws of the State of South Carolina, did, during the year 1867, exchange a lot it owned, on what was then Richardson, but now Main street, of the city of Columbia, S. C., for the lot on which its engine house now stands, said lot fronting on Washington street forty-eight feet, running back one hundred and five feet six inches, and which has been continuously occupied by said company from the year aforesaid.

Columbia con-

Section 1. Be it enacted by the General Assembly of the Title of In- State of South Carolina, That the title of the "Independent Steam Fire Steam Fire Engine Company" to a certain lot of land, in the Engine Comsing the Comington street, measuring thereon forty-eight (48) feet, and running back a depth of one hundred and five feet six inches (105 ft., 6 inches), being in shape a rectangular parallelogram, and bounded as follows, to wit: On the south by Washington street, on the east by an alley separating it from the property formerly known as the City Hall, north by lot of the Carolina National Bank, and west by property of J. L. Mimnaugh, which said lot has been used by the said "Independent Steam Fire Engine Company" since the year 1867, be, and the same is hereby, confirmed.

Approved the 13th day of February, A. D. 1900.

No. 321.

A. D. 1900.

AN ACT TO CONFIRM TO THE CITY OF COLUMBIA THE TITLE TO A CERTAIN LOT OF LAND SITUATE THEREIN, AND TO AUTHORIZE THEM TO SELL AND CONVEY THE SAME.

No. 18.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the title of the city of Columbia to a certain lot of land situate therein, on the northwest corner to lot of Main and Washington streets, measuring on said Main street one hundred and four feet, and on Washington street one hundred and fifty feet, and being in shape a rectangular parallelogram, be, and the same is hereby, confirmed; and that the said Mayor and Aldermen of the city of Columbia be, and they are hereby, authorized to sell and convey the same in fee simple, by good and sufficient deed of conveyance with full covenants of warranty, for such an amount and upon such terms as to the Mayor and Aldermen in council assembled shall seem discreet and proper.

SEC. 2. This Act shall take effect upon its approval by the Governor.

Approved the 9th day of February, A. D. 1900.

No. 322.

A JOINT RESOLUTION Providing for the Payment of SUNDRY CLAIMS OF J. L. MIMNAUGH & CO. AND OTHERS, FOR BLANKETS, &C., FURNISHED TO STATE TROOPS IN THE WAR WITH SPAIN UPON THE ORDER OF THE GOVERNOR.

Section 1. Be it resolved by the General Assembly of the State of South Carolina, That the claims of J. L. Mimnaugh & Co., for three hundred and seventy-three dollars and sixty-five ed paid. cents; T. A. Wilbur & Son, for one thousand nine hundred and forty-six dollars and sixty-five cents; The Hub, for one hundred and fifty-four dollars and ninety cents; T. A. McCreery & Co., for eighteen dollars, and John Fitzmaurice, for fourteen dollars and twenty-five cents, for supplies furnished to troops of this State in the war with Spain, upon the order of the Governor, be paid upon the warrant of the Comptroller General.

A. D. 1900. Claims to be

SEC. 2. That the Comptroller General, before issuing his warrant as provided for in section 1, shall take from each of assigned to said claimants an assignment to the State of all his right, title and interest in and to said claims.

Approved the 17th day of February, A. D. 1900.

No. 323.

A JOINT RESOLUTION TO AUTHORIZE THE CAROLINA NATIONAL BANK OF COLUMBIA TO SUE THE STATE OF South Carolina for the Recovery of Money Claimed BY THE SAID BANK TO BE DUE IT FROM THE STATE.

Preamble.

Whereas, The Carolina National Bank of Columbia now holds one note of W. W. Russell, for six hundred dollars, dated July 8, 1898, and one note of C. W. Ragsdale, for two thousand dollars, both payable to the order of W. A. Neal, Superintendent, and endorsed by W. A. Neal, Superintendent, and discounted by the said bank for the accommodation of the State Penitentiary, the proceeds thereof going to the credit of the Penitentiary in the said bank; and whereas, both of the said notes are now past due and unpaid, and the makers thereof having failed and refused to pay the same on demand, the said bank claims that the State should pay the said notes and refund and return to it the proceeds thereof placed by it to the credit of the Penitentiary, with interest thereon; and whereas, the State is unwilling to do so unless its hability in the premises shall first be legally established; and whereas, no action can be brought against the State without its authority; therefore,

Section 1. Be it enacted by the General Assembly of the Permission State of South Carolina, That the said bank be, and it is hereby, given the Carolina National authorized to bring and prosecute against the State in the
Bank to sue
the State. Courts of the State any action or actions, as it may be advised, for the purpose of testing the liability of the State in the premises, and of establishing the validity of its said claim against the State. The leave herein granted to sue the State is upon the express condition that nothing herein contained is to be considered as estopping the State upon any action that it may be deemed proper to bring on the official bond of Neal and his

sureties upon the matter in question; and upon the further condition that if such action so allowed to be brought is not carried to final judgment (should the same be against the State) by six months before the right of action in the State on said official bond would be barred, then said action is discontinued, and any judgment against the State rendered thereon thereafter, is null and void and of none effect.

Approved the 17th day of February, A. D. 1900.

A. D. 1900.

No. 324.

AN ACT TO AUTHORIZE THE TRUSTEES OF SALUDA SCHOOL DISTRICT, IN SALUDA COUNTY, TO PURCHASE SCHOOL BUILDINGS AND BIND SCHOOL FUNDS FOR THE PAYMENT OF SAME.

No. 80.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Trustees of Saluda School building for Saluda District, in Saluda County, in this State, be, and are hereby, School District, in Saluda County. authorized to purchase a school building or buildings for said da County. school district, and to pledge for three years the constitutional school tax, for said school district, for the payment of same, and to do any and all acts necessary to effect the purpose herein named.

Approved the 17th day of February, A. D. 1900.

No. 325.

No. 157. AN ACT to Authorize the County Board of Commission-ERS OF THE COUNTY OF SPARTANBURG TO ISSUE FIFTY THOUSAND DOLLARS OF COUPON BONDS OF SAID COUNTY FOR THE PURPOSE OF PAYING OFF THE PAST FLOATING INDEBTEDNESS OF SAID COUNTY, AND TO ISSUE COUPON Bonds of said County for the Purpose of Refunding OR PAYING, IN WHOLE OR IN PART, THE BONDED INDEBT-EDNESS OF SAID COUNTY. WHETHER THE SAME BE DUE OR TO BECOME DUE.

Section 1. Be it enacted by the General Assembly of the Spartanburg State of South Carolina, That the County Board of Commisciounty may sissue and sell sioners of the County of Spartanburg, and their successors in bonds to pay slotters of the country of Spatianting, and then successors in floating in office, be, and they are hereby, authorized and empowered to debtedness. issue coupon bonds of said county, in such denominations as they may deem best, to an amount not exceeding, in the aggregate, the sum of fifty thousaid dollars, and to negotiate and sell the same, for not less than their face value, and to use the proceeds thereof to pay the present floating indebtedness of said county.

Also, to pay bonded in debtedness.

Sec. 2. That for the purpose of refunding or paying in whole or in part, the bonded indebtedness of said county, whether the same be due or to become due, the County Board of Commissioners of said county, and their successors in office, be, and they are hereby, authorized and empowered to issue coupon bonds of said county, from time to time, in such denominations as they may deem best, and in such amounts as may be necessary, and to negotiate, sell or exchange the same, for not less than their face value, for said purpose.

Interest on maturity of,

Sec. 3. That all bonds issued under the provisions of this Act shall bear interest at a rate not exceeding four and onehalf per centum per annum, payable semi-annually on the first day of January and the first day of July in each and every year from the date of said bonds until the payment thereof: Provided. That said bonds shall mature more than thirty years from the date thereof, and the aggregate amount of the principal of the bonds issued at any time shall not exceed the aggregate amount of the bonds which they shall be issued to refund or pay: Provided, further, That the principal and interest of all bonds issued under the provisions of this Act shall be paid in

any legal tender money of the United States; and said bonds shall be exempt from all State, county and municipal taxes.

A. D. 1900. Exempt from

SEC. 4. That all bonds issued under the provisions of this Act taxes. shall be signed by the County Supervisor, and attested by the How exe-Clerk of said Board, and the Supervisor shall affix thereto his official seal, and shall keep a record of the number, denomination, amount and date of each issue thereof.

SEC. 5. That all Acts and parts of Acts inconsistent with the Repealing provisions of this Act be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 326.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE COUNTY SUPERVISOR TO DRAW HIS WARRANT ON THE TREASURER OF UNION COUNTY FOR TWO HUNDRED AND FORTY-TWO DOLLARS IN FAVOR OF G. H. JETER, AS SURETY ON THE BOND OF JOHN P. THOMAS AS TREASURER OF Union County, and to Require and Authorize the COUNTY TREASURER TO PAY THE SAME.

No. 14.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the County Supervisor of Union Treasurer of Union County County be, and he is hereby, authorized and required to forth-required with draw his warrant for two hundred and forty-two dollars G. H. Jeter. in favor of G. H. Jeter, as surety on the bond of John P. Thomas as County Treasurer of Union County, and the County Treasurer of Union County is hereby empowered, authorized and required to pay the same.

Approved the 19th day of February, A. D. 1900.

No. 327.

No. 104. AN ACT to Authorize and Require the Town Council of the Town of Union to Fix and Provide a Salary for the Clerk and Treasurer of the Town of Union, in Lieu of Commissions.

Section I. Be it enacted by the General Assembly of the Town Council of Union State of South Carolina, That from and after the approval of may fix salary this Act, the Town Council of the town of Union shall fix and provide a salary for the Clerk and Treasurer of the town of Union, in lieu of all fees and commissions.

SEC. 2. That all Acts and parts of Acts inconsistent herewith be, and the same are hereby, repealed.

Approved the 19th day of February, A. D. 1900.

No. 328.

No. 35. AN ACT to Create a Sinking Fund for Union County.

Section I. Be it enacted by the General Assembly of the Sinking fund State of South Carolina, That from and after the approval of this Act by the Governor, a sinking fund be, and the same is hereby, created for the County of Union.

Sinking FundCommission.

SEC. 2. That A. H. Foster and F. M. Farr, on being commissioned by the Governor for a term of two years, and the County Treasurer of Union County, his successors in office, shall be, and hereby are, declared to be Sinking Fund Commissioners for the County of Union, in the name of "The Sinking Fund Commission of Union County;" said Commission shall have the right to sue and be sued, plead and be impleaded, in any and all Courts of this State and of the United States.

Powers and duties of Commission.

SEC. 3. That it shall be the duty of said Sinking Fund Commissioners to lend and invest in interest-bearing securities from time to time, and on such terms as may be most advantageous, collect and reinvest from time to time the funds now on hand or hereafter accruing from the special levy made to refund the debt or debts for railroad bonds, and any other funds of a special character collected by levy for any specific purpose; and

said funds shall be drawn from the county treasury on the warrant of the said Sinking Fund Commission.

A. D. 1900.

SEC. 4. That the term of said appointive members shall be for Term of office. a period of two years, said appointments to be made by the Governor on the recommendation of the members of the General Assembly from Union County.

Sec. 5. This Act shall go into effect immediately upon its ap- when to go into effect. proval by the Governor.

Sec. 6. That all Acts and parts of Acts inconsistent or in Repealing conflict with this Act be, and the same are hereby, repealed.

Approved the 13th day of February, A. D. 1900.

No. 329.

AN ACT TO VALIDATE THE GRAND JURY OF UNION COUNTY No. 1. FOR (1900) NINETEEN HUNDRED.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the grand jury for the year Grandjury of Union County (1900) nineteen hundred for Union County be, and the same is validated. hereby, valid, regardless of the fact that they were not drawn fifteen days before the first day of the January term of Court of said county.

SEC. 2. This Act shall take effect immediately upon its approval by the Governor.

Approved the 13th day of January, A. D. 1900.

No. 330.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO VALIDATE No. 115. THE GRAND JURY OF UNION COUNTY FOR (1900) NINE-TEEN HUNDRED," APPROVED JANUARY 13TH, 1900.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That section I of an Act entitled "An Act above amended. Act to validate the grand jury of Union County for (1900)

nineteen hundred," be amended by adding at the end of said section the following: "And that the said grand jury for 1000 be, and the same is hereby, declared legal and valid, regardless of any irregularities in issuing of the venire by the Clerk for the same in the years 1800 and 1000, and regardless of any irregularities whatever appertaining to the issuing of writs of venire, drawing and serving said jury;" so that said section, when thus amended, shall read as follows:

Section 1. Be it enacted by the General Assembly of the Grandjury of State of South Carolina, That the grand jury for the year validated. (1000) nineteen hundred for Union County be and the same in (1900) nineteen hundred for Union County be, and the same is hereby, valid, regardless of the fact that they were not drawn fifteen days before the first day of the January term of Court of said county; and that the said grand jury for 1900 be, and the same is hereby, declared legal and valid, regardless of any irregularities in issuing of the venire by the Clerk for the same in the years 1800 and 1000, and regardless of any irregularities whatever appertaining to the issuing of writs of venire, drawing and serving said jury.

Approved the 19th day of February, A. D. 1900.

No. 331.

AN ACT to Provide for the Erection of a Fence in a Por-No. 102. TION OF THE COUNTIES OF WILLIAMSBURG AND FLORENCE. AND TO EXEMPT THE TERRITORY INCLUDED FROM THE OPERATION OF THE GENERAL STOCK LAW.

liamsburg

Section 1. Be it enacted by the General Assembly of the Certain por-tions of Flor-ence and Wil- and Florence Counties within the boundaries hereinafter described, shall be exempt from the operation of chapter XXVII. General Stock of the General Statutes, appearing as article I of chapter XXXV. of the Revised Statutes of 1893, relating to the stock law, that is to say, beginning at a point in Williamsburg County, on Lynch's Creek, known as Half Moon Bluff, and running through the property of S. Poston to the Lake Road, thence along said road to Suggs Lierby's place; then to and along the places of J. I. Eady, Fen Poston, Jeff Powells, Jacob

Evans, Ben Johnson, Robert Brown, Jr., Billy Brown, A. A. Brown, J. Davis Carter, John Eady, A. A. Brown, Calvin Brown, Auguis Gaskin, Bill Gaskin, John Poston, Joe Gaskin, W. L. Eady, B. F. Lawrence, Sam Yarborough, Joe Singletary, Eddie Brown, Arthur Brown, John Brown, — Bates place, Sam Brown, Bob Cameron, J. C. Lynch, Sam Cameron, Bob Dukes, E. M. Burch, Homer Singletary, and Henry Singletary; then through Lynch's Lake; thence through the lands of J. H. V. Gaskins, R. Stewart, Quince Harold, S. G. Godwin, W. T. Askin, J. D. Daniels, J. R. Grimesley, H. H. Singletary, J. M. Thomas, S. B. Rogers, and Charley Kelly's, at Lake City; · thence along the north line of the public road to Guard Knight's, at the intersection of Florence County line; thence to the Georgetown Road, and along said road to M. N. Lee's, on Saw Mill Road, to D. E. Lee's place; then through lands of Isaac Lee and S. M. Lee, to Carraway Landing, on Lynch's Creek, in Florence County; thence along the southern bank of said creek to Half Moon Bluff, the starting point, and Lynche's Creek shall be the boundary line and shall be considered a legal fence within the exempted district: Provided, That County Commissioners of Williamsburg and Florence Counties shall have the right to alter the lines herein provided for by beginning at or near Lake City and extending the line in a southerly direction as far as they may be petitioned so to do; thence across so as to intersect with the fence on the western boundary of said exempted territory; and in case said line is changed by the County Commissioners, said territory so included shall be subject to all the provisions of this Act.

SEC. 2. For the purpose of keeping in repair and building such fence as may be necessary to enclose the prescribed territory with tory in section I of this Act, the County Board of Commission-fence. ers of the Counties of Williamsburg and Florence, respectively, be, and they are hereby, authorized and required, by contract or otherwise, to build and to repair the fences now existing, and to keep the same four and one-half feet high, and for this purpose there shall be levied such tax as may be necessary; the amount of said tax shall be fixed by said County Boards of Commissioners and collected each year upon all the live stock, of whatsoever kind, running at large in said area, such tax to be levied and collected at the same time and in the same manner as other county tax. It shall be the duty of said Board of County Commissioners to meet on or before the fifteenth day of April in

each and every year in the prescribed territory in section I of this Act, and shall make all suitable arrangements, by contract or otherwise, to carry out the provisions of this Act.

Persons within exempted portion to enclose their farms.

SEC. 3. That all owners of farms and persons cultivating lands, situated within the exempted portions of said counties, whether as owners, tenants, renters or lessees thereof or otherwise, be, and they are required, to enclose, and keep enclosed, their farms, fields in cultivation, and crops, with lawful fences; and any of such persons whose fields, farms and crops are not so enclosed, shall kill, wound, maim, or in any manner injure any cattle, horses, mules or any other live stock which shall be found in any such farm or field, whether in cultivation or not, or cause or procure the same to be done by any other person, shall be deemed guilty of a misdemeanor, and on conviction thereof, be punished by a fine not exceeding one hundred dollars, or by imprisonment not exceeding thirty days.

Approved the 19th day of February, A. D. 1900.

No. 332.

No. 20. AN ACT to Empower the County Board of Commissioners of York County to Borrow Money to Build a Bridge Across Catawba River.

Section 1. Be it enacted by the General Assembly of the York County State of South Carolina, That the County Board of Commissioners of York County be, and they are hereby, authorized and empowered to borrow a sum of money, not to exceed eight thousand dollars, at a rate of interest not to exceed seven per cent. per annum, for the purpose of building a bridge across Catawba River, at Sutton's Ferry, in said county; and for that purpose the said County Board of Commissioners are authorized and empowered to pledge the county levy, and taxes to be collected thereunder and thereby, for ordinary county purposes each current year, by their note, contract or otherwise.

SEC. 2. That all Acts or parts of Acts inconsistent with this Act be, and are hereby, repealed.

Approved the 9th day of February, A. D. 1900.

No. 333.

A. D. 1900.

AN ACT TO INCORPORATE COLUMBIA UNION STATION COM-PANY.

No. 92.

(A Concurrent Resolution allowing this Bill to be introduced having been passed by two-thirds vote of each House, as required by the Constitution.)

SECTION 1. Be it enacted by the General Assembly of the State of South Carolina, That J. R. Kenly, J. T. Barron, P. I. Columbia Station Wells and B. L. Abney be, and the same are hereby, constituted Company incorporated. a body politic and corporate, by the name and style of Columbia Union Station Company, for the purpose of acquiring, constructing, maintaining, operating or leasing to others railroad terminal facilities for the accommodation of railroad passengers, for the handling and transferring mail and express, for the maintenance of restaurants, news stands, telegraph and telephone offices, and for such other purposes as are incidental to a union passenger station, at Columbia, S. C.

SEC. 2. That the capital stock of said company shall be one Capital stock. hundred thousand dollars, divided into one thousand shares of the par value of one hundred dollars; but said company may be organized and commence business upon subscriptions to its capital stock of not less than sixty-five thousand dollars, with the right to issue the remainder at such times as said company may require the same.

Sec. 3. That said company shall have the power to acquire at, in or near the city of Columbia, such real estate as may be necessary on which to construct, operate and maintain a union passenger station, comprising passenger depots, office buildings, sheds and storage rooms and yards; also main and side tracks. switches, crossovers, turnouts, bridges and other terminal railroad facilities, appurtenances and accommodations, suitable in size, location and manner of construction, to perform promptly and efficiently the work of receiving, delivering and transferring all passengers, baggage, mail and express of railroad companies with which it may enter into contracts for the use of its terminal facilites at, in or near Columbia. Said corporation shall have power by purchase, lease or assignment of lease to acquire and hold, and to lease to others, such real estate as may be necessary for the above mentioned purpose of its incorporation, and it shall also have the power to acquire for said purPowers of.

poses any lands or easements therein by condemnation, and shall be entitled to all the rights and privileges embraced in sections 1743 to 1755, Revised Statutes of South Carolina, 1893, and Acts amendatory thereof.

May construct tracks for terminal facilities, &c.

SEC. 4. That whenever it may be necessary to enable said corporation to acquire and construct proper railroad terminal facilities in said city of Columbia, or to connect such facilities with the tracks of any railroad company with which said corporation may have contracted to furnish such facilities, said corporation, with the consent of the proper authorities of the said city of Columbia, shall have the right to lay and operate a track or tracks, a bridge or bridges, across or along or over or under such of the streets of the city of Columbia as may be necessary for that purpose; and said corporation may also, with such consent, construct such passenger station across or along, over or under any such street when it shall be necessary in order to furnish proper railroad terminal facilities in said city. But no street of said city shall be obstructed or interfered with until the consent of the proper authorities of said city shall have been first obtained.

May lease to railroad companies, who may guarantee bonds of.

Sec. 5. The said corporation may lease to any railroad company or companies its passenger depot or station and its other terminal facilities, and such lease may be upon such terms and for such time as may be agreed upon by the parties. road company or companies may, severally or jointly, or jointly and severally, guarantee the principal and interest of such bonds as may be issued by the Columbia Union Station Company, and may in like manner guarantee the performance of any other contract that said company may make in regard to its corporate business; and any such railroad company or companies may also subscribe, hold and dispose of the capital stock or bonds which may be issued by said Columbia Union Station Company; and said company may acquire, hold and dispose of the capital stock or bonds of railroad companies for the purpose alone of raising money for the acquisition, construction, maintenance and repair of such terminal facilities as above mentioned, and not for the purpose of speculating in stocks or bonds, or managing or controlling railroads.

SEC. 6. This Act shall be deemed and taken as a public Act, and shall take effect from and after its approval.

Approved the 19th day of February, A. D. 1900.

No. 334.

A. D. 1900.

AN ACT to Authorize Clemson Agricultural College of South Carolina to Construct. Maintain and Ope-RATE A RAILROAD BETWEEN THE CLEMSON AGRICULTURAL COLLEGE OF SOUTH CAROLINA AND CALHOUN STATION. ON THE LINE OF THE ATLANTA AND CHARLOTTE AIR LINE RAILWAY AND OTHER ROADS AND WAYS.

No. 94.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That Clemson Agricultural College of Clemson Col-South Carolina is hereby authorized and empowered to con-lege may construct railstruct, maintain and operate a railroad between the Clemson Agricultural College of South Carolina and Calhoun Station, on the line of the Atlanta and Charlotte Air Line Railway, with all the rights, powers, duties and privileges that are conferred and imposed by the laws of this State upon railroad companies.

Sec. 2. That the said Clemson Agricultural College of South Powers rights of. Carolina, for the purpose of the construction of said railroad, shall be entitled to all the rights and privileges (and be subject to all the liabilities of railroad corporations) embraced in what is called the "General Railroad Law," being chapter L., sections 1542 to 1551, and chapter LI. of the Revised Statutes of South Carolina, 1893, and Acts amendatory thereof, as well as any Acts now existing, or hereafter to be passed, regulating the duties, privileges and rights of railroad companies.

SEC. 3. That after the construction of said railroad the said May lease road. Clemson Agricultural College of South Carolina, for the purpose of operating the same, is empowered to lease, in any lawful manner, the said railroad to any railroad company upon such terms as may be mutually agreed upon, or may enter into any agreement with any railroad company for the operation of the same.

SEC. 4. That said Clemson Agricultural College of South May maintram Carolina is authorized to construct and maintain tramways, ways, &c. macadam roads, electric roads, and such other highways within the incorporation as the Board of Trustees may deem expedient for the improvement and development of the corporation, and to this end shall have all the powers, privileges and rights conferred by the I and 2 sections of this Act.

SEC. 5. That all Acts and parts of Acts inconsistent with this clause. Act are hereby repealed.

Approved the 19th day of February, A. D. 1900.

No. 335.

AN ACT TO EXTEND THE CHARTER OF THE MIDDLE SALUDA No. 85. TURNPIKE COMPANY.

Section 1. Be it enacted by the General Assembly of the of State of South Carolina, That the charter of the Middle Saluda Turnpike Company be, and the same is hereby, extended for a period of thirty years from the 6th day of March, A. D. 1901. tended. Approved the 17th day of February, A. D. 1900.

No. 336.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO CHARTER No. 68. THE GREENVILLE AND PORT ROYAL RAILROAD COMPANY," Approved 23D December, A. D. 1882, and all Acts AMENDING THE SAME.

Section 1. Be it enacted by the General Assembly of the Charter of State of South Carolina, That an Act entitled "An Act to charand Port Royal Railroad Company," apail Railroad and Port Royal Railroad Company," ap-Company reproved 23d day of December, A. D. 1882, and all Acts amending the same be, and the same are hereby, repealed.

Certain

SEC. 2. That this repeal shall not effect so much of the proprights not effected by re- erty situated in the County of Greenville of said railroad company, or any successor thereof, or of any other railroad company with which it was at any time consolidated, nor the owner or purchaser or purchasers of such railroad or railroads, or any part thereof, situated in the County of Greenville, nor any purchaser or purchasers of any rights or franchises whatever passing to them.

Approved the 17th day of February, A. D. 1900.

No. 337.

A. D. 1900.

AN ACT TO CONFIRM THE INCORPORATION IN THIS STATE OF THE CAROLINA AND NORTHWESTERN RAILWAY COMPANY, AND TO DEFINE ITS POWERS.

Whereas, the Carolina and Northwestern Railway Company, a corporation duly organized under the laws of the State of North Carolina, has filed its charter, granted by the said last named State, with the Secretary of State of this State, and has otherwise complied with the Constitution and laws by which foreign railroad corporations may become domestic corporations under the laws of South Carolina: now. therefore.

Preamble.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the filing and recording of the Carolina and Northwestern charter granted to the Carolina and Northwestern Railway Railway Company by the State of North Carolina be, and the same is rated. hereby, in all things ratified and confirmed, and the said railway company is hereby declared to be a corporation under the laws of the State of South Carolina.

SEC. 2. The acquisition and purchase by the said Carolina Chester and and Northwestern Railway Company of the railroad property, road Company road Company rights and franchises formerly vested in the Chester and Lenoir approved. Railroad Company, and the operation of the said railroad in this State be, and the same is hereby, authorized and approved.

SEC. 3. It shall be lawful for the said Carolina and Northwestern Railway Company to acquire by purchase, lease or other railotherwise the railroad franchises and property of any other build other railroad now constructed, or that may hereafter be constructed, in this State or elsewhere: Provided, The same is not a competing or parallel line; said company shall also have power to subscribe to or purchase, and thereafter hold and enjoy, the capital stock, bonds or other securties of any other railroad corporation now in existence or hereafter constructed or projected in this State or elsewhere. It shall be lawful for the said railway company to build extensions or branches to its railroad in this State or elsewhere, upon filing with the Secretary of State of this State duly certified copies of resolutions of the majority of its stockholders authorizing such extensions and branches, and defining the general route and termini thereof. In the construction of such extensions or branches, the said railway company shall have the right to use the eminent domain powers

vested in any other railway corporation of this State for the acquisitions of its right of way: Provided, That such grant of the right of eminent domain shall not exceed that provided in section 1592 of Revised Statutes of 1893, for the building of branch roads; said company shall have power to consolidate its railroad property and franchises with any other railroad which is not competing or parallel, on such terms as may be agreed upon between the parties; it shall be lawful for it to transfer, convey or lease its railroad property and franchises, or any part thereof, to any other railroad company incorporated under the laws of this or any other State: Provided, The same is not a competing or parallel company or line.

Power to change gauge of road, increase capital stock, &c.

SEC. 4. It shall be lawful for the said company, upon the affirmative vote of a majority of its stockholders, to change the gauge of its road or any part thereof; it shall have full authority from time to time to increase its capital stock to such amount as may be necessary for constructing, completing, equipping or changing the gauge of its said railroad, or any part thereof; it shall also have power to issue its corporate bonds, and to secure the same by mortgage or trust deed on its railroad, equipments, franchises and property, and the income thereof, and dispose of the bonds secured by such mortgage on such terms and conditions as to the Board of Directors of the said company may seem necessary to secure the construction, completion and equipping of said railroad, extensions and branches, or the changing of the gauge of said railroad, or any part thereof.

Sec. 5. This Act shall take effect immediately upon its approval by the Governor.

Approved the 17th day of February, A. D. 1900.

No. 338.

A. D. 1900.

No. 5.

A JOINT RESOLUTION TO INSTRUCT AND REQUIRE THE Attorney General to Investigate the Transactions OF THE VIRGINIA-CAROLINA CHEMICAL COMPANY, OR ANY Person or Corporation who may be Engaged in any BUSINESS WITHIN THIS STATE, IN VIOLATION OF THE LAWS PROHIBITING TRUSTS OR COMBINATIONS.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Attorney General of the Attorney State of South Carolina be, and he is hereby, instructed and quired to investigate where the foreign corporations mine by what authority the Virginia-Carolina Chemical Communications with the laws of the State. pany is doing business in this State, whether said company and of the State. all other foreign corporations have complied with the laws of this State regulating foreign corporations; and whether said company, or any person or corporation who may be engaged in any business within this State, has violated, or is violating, the provisions of the laws of this State prohibiting trusts and combinations, and that he institute such proceedings, civil or criminal, as may be necessary to prevent and punish the violations of such laws against trusts and combinations.

Approved the 13th day of February, A. D. 1900.

No. 339.

A JOINT RESOLUTION TO AUTHORIZE THE BOARD OF TRUSTEES FOR THE STATE LIBRARY TO DISTRIBUTE AMONG COLLEGES AND HISTORICAL SOCIETIES SURPLUS COPIES OF ACTS AND OTHER PUBLICATIONS OF THE STATE.

No. 11.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the Board of Trustees for the Certain publications to be State Library be, and it is hereby, authorized to present to such distributed colleges, schools and historical societies in the State as may be leges. approved by it, a reasonable number of such surplus copies of the public Acts, Reports, Resolutions, Records and other publications of the State as are now or may hereafter be deposited in the Legislative Library: Provided, In every case that said

Trustees are satisfied that such college, school or society will carefully preserve and use such publications in the study of the history of South Carolina.

Approved the 17th day of February, A. D. 1900.

No. 340.

A JOINT RESOLUTION Proposing to Amend Section 7. ARTICLE VIII., OF THE CONSTITUTION. RELATING TO MUNICIPAL BONDED INDEBTEDNESS.

Section 1. Be it enacted by the General Assembly of the Proposed State of South Carolina, That the following amendment to sec-Constitution tion 7, of article VIII., of the Constitution be agreed to: Add of the State. at the end thereof the following words: Provided, That the limitation imposed by this section and by section 5, article IV., of this Constitution shall not apply to bonded indebtedness incurred by the cities of Columbia, Rock Hill, Charleston and Florence, where the proceeds of said bonds are applied solely for the purchase, establishment, maintenance or increase of water works plant or sewerage system; and by the city of Georgetown, when the proceeds of said bonds are applied solely for the purchase, establishment, maintenance or increase of water works plant, sewerage system, gas and electric light plants, where the entire revenue arising from the operation of such plants or systems shall be devoted solely and exclusively to the maintenance and operation of the same, and where the question of incurring such indebtedness is submitted to the freeholders and qualified voters of such municipality, as provided in the Constitution, upon the question of other bonded indebtedriess.

Approved the 19th day of February, A. D. 1900.

No. 341.

A. D. 1900. No. 19.

A JOINT RESOLUTION Proposing an Amendment to THE CONSTITUTION OF THE STATE OF SOUTH CAROLINA, TO BE KNOWN AS "ARTICLE I. OF AMENDMENTS TO THE CONSTITUTION," TO AUTHORIZE AND EMPOWER THE GEN-ERAL ASSEMBLY TO PROVIDE BY LAW FOR THE CONDEMNA-TION AND EQUITABLE ASSESSMENT OF LANDS FOR DRAIN-AGE PURPOSES.

Section 1. Be it enacted by the General Assembly of the State of South Carolina, That the following amendment of the Amendment Constitution of the State of South Carolina, to be known and tion proposed. styled as "Article I. of amendments to the Constitution." be submitted to the qualified electors of the State at the next general election, and if a majority of the electors, qualified to vote for members of the General Assembly, voting thereon shall vote in favor of such amendment, and a majority of each branch of the next General Assembly shall, after such election and before another, ratify the said amendment, it shall be a part of the Constitution of this State, to wit:

"Article I. of amendments to the Constitution."

The General Assembly shall provide by law for the condemnation, through proper official channels, of all lands necessary for the proper drainage of the swamp and low lands of this State; and shall also provide for the equitable assessment of all lands so drained, for the purpose of paying the expenses of such condemnation and drainage.

Approved the 19th day of February, A. D. 1900.

Drainage.

No. 342.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE PAYMENT OF TWENTY-FIVE DOLLARS FOR FEE FOR AMENDMENT OF CHARTER INADVERTENTLY INCURRED AND PAID BY REEDY RIVER MANUFACTURING COMPANY.

Section 1. Be it enacted by the General Assembly of the Reedy River State of South Carolina, That the Comptroller General be, and ing Company refunded charter fee.

Treasurer to pay same out of any funds in his hands not otherwise appropriated, for twenty-five dollars in favor of the Reedy River Manufacturing Company, for the repayment of fee for amendment of charter inadvertently incurred and paid by said company.

Approved the 19th day of February, A. D. 1900.

No. 343.

A JOINT RESOLUTION TO AMEND A JOINT RESOLUTION No. 1. Entitled "A Joint Resolution to Authorize and Em-POWER THE GOVERNOR TO APPOINT A SPECIAL CONSTABLE FOR YEMASSEE, AND TO DEFINE HIS POWERS AND DUTIES."

Section 1. Be it enacted by the General Assembly of the Special Con-State of South Carolina, That a Joint Resolution entitled "A stable at Yem-Joint Resolution to authorize and empower the Governor to appoint a special Constable for Yemassee, and to define his powers and duties," approved December 18, 1893, be, and the same is hereby, amended as follows: That the said officer so appointed under this Act shall receive no compensation from either of the said Counties of Hampton or Beaufort.

Approved the 9th day of February, A. D. 1900.

APPENDIX.

PRIVATE COMPANIES.—Charters Granted.

During the year 1899, Hon. M. R. Cooper, Secretary of State, issued certificates of incorporation to the following companies:

NAME OF CORPORATION.	Principal Place of Business.	Leading Business.	Capital Stock.	Date of Charter.	President.	Secretary.
ABBEVILLE. Lowndesville Cotton Seed Oil Co Lowndesville Abbeville Electric Light & Power Co. Abbeville AIKEN.	Lowndesville	Cotton Seed Oil Light and Power	\$12,000 00 15,000 00	July 26, 1899 Sept. 6, 1899	\$12,000 00 July 26, 1899 A. L. Latimer 15,000 00 Sept. 6, 1899 W. T. A. Sherard	A. V. Barnes. W. N. Thomson.
Sterling Kaolin Company	Aiken County Mining Kaolin	Mining Kaolin	15,000 00	June 29, 1899	15,000 00 June 29, 1899 J. B. McMillan	John M. Posey.
People's Bank of Anderson. The Horn-Bass Company. The Austin Groecy Company. The Austin Groecy Company. The Ever Ablietic Association. Orr Cotton Mills The Boys's Steam Laundry Belton Mills The Frail Aid So'y of Anderson, S. C. Hones Path Oil Mill Rarmers' Warehouse Company Bank of Belton Fendleton Ghming Company Pendleton Ghming Company Pendleton Ghming Company The Building, Loan and Livestment Company of Anderson, S. C. BARNWELLL.	Anderson Anderson Pelzer Williamston Pelzer Near Anderson Anderson Near Belton C Anderson Honea Path Anderson Felzer Pelzer Williamston Honea Path Anderson Honea Path Anderson Honea Path Anderson Honea Path Anderson Honea Path Honea Path Anderson Honea Path Honea Path Honea Path	Banking Mercantile Mercantile Mercantile Religious Social Manufacturing Cotton Steam Laundry Manufacturing Cotton Social Gontron Seed Oil Gontron Seed Oil Gontron Seed Manufacturing Gontron Seam Laundry Banking Mercantile Banking Mercantile Building and Loan	100,000 00 Feb. 5,000 00 Feb. 4,000 00 Feb. 16,000 00 Feb. 16,000 00 June 2,500 00 Jun	6,000 00 [Feb. 2, 1899 J. J. Fre 6,000 00 [Feb. 3, 1899 J. M. M. 6,000 00 [Feb. 3, 1899 J. L. Do 6,000 00 June 2, 1899 J. L. Do 6,000 00 June 2, 1899 J. L. Tr 6,000 00 July 2, 1899 J. R. A. Sh 6,000 00 July 2, 1899 J. H. Br 6,000 00 July 27, 1899 J. H. Br 6,000 00 July 27, 1899 J. H. Br 6,000 00 July 27, 1899 J. H. Br 6,000 00 July 28, 1899 R. S. Hill 6,000 00 July 28, 1899 R. J. J. Phill 6,000 00 Oct. 28, 1899 Jas. P. C. La 6,000 00 Nov. 10, 1899 J. C. La 6,000 00 Nov. 10, 1899 J. C. La	rtrow nald nald or Gobb Inth Hobble Bble Bble Hobble Bble Bble Bble Bble Bble Bble Bble	W. W. Horn. Jno. A. Austin. Ino. A. Austin. R. S. Ligon. Lewis D. Blake. G. M. C. Boleman. T. R. Friley. Walter E. Green (Csh) J. J. Sitton. J. Sitton. J. Rugene Carter. C. E. Horron (Cash.) J. C. Latimer.
Southern Round Bale Cotton Co Barnwell Cotton Compress .	Barnwell	Cotton Compress	10,000 00	Aug. 11, 1899	10,000 00 Aug. 11, 1899 Mike Brown F. J. Devereux.	F. J. Devereux.

Private Companies.-Charters Granted.-Continued.

NAME OF CORPORATION.	Principal Place of Business.	Leading Business.	Capital Stock,	Date of Charter.	President.	Secretary.
BAMBERG. Bamberg Baptist Church	Bamberg	Religious		Dec. 11, 1899	0	
BERKELEY. Entawville Sash and Door Company Woodlawn Lumber Company	Eutawville	M'T'g, Doors and Sash Lumber	\$2,000 00 July 1,500 00 Dec.		28, 1890 Francis Beidler 5, 1890 I. K. Heyward	F. R. Seeley.
CHARLESTON.						
The Timrod Memorial Association. The R. A. Smith Dental Supply Co. The Atlantic Wodenware Company. The Sick Benefit Co. of Charleston. The Seashore Improvement Company.		Memorial Dental Supplies Manufacturing Wood Land, etc.	1,000 00 Jan. 8,500 00 Jan. 5,000 00 Feb. 1,200 00 Feb. 100,000 00 Feb.		27, 1839 Wm. A. Courtenay. 81, 1899 E. Atmar Smith. 9, 1899 Edward S. Burnham. 25, 1899 H. W. Hunmel. 25, 1849 Samuel H. Wilson	
Kiverside Iron Works. Vesta Mills W. B. McKee Company		Manufacturing Iron Manufacturing Cotton	250,000 00 Mar. 250,000 00 Mar. 2,500 00 April		ery	U. G. Potter (Treas.) W. R. Westcoat.
The Consumer's Ice Company Charleston & Cuban Exp. & Imp. Co. Stono Mines	Charleston Charleston Charleston John's Island Sta.		6,000 00 June 5,600 00 June 15,000 00 July		9, 1899 A. C. Claik. 24, 1899 A. W. Wieters. 29, 1899 W. C. Geraty 11, 1899 J. Lamb Perry	H. C. Schriner. E. H. Fricken. J. Ross Hannohon.
The Charleston Lyceum. The B. H. Worthen Arms Company Atlantic Investment Company	Charleston Charleston Charleston	Social Manufacturing Arms Real Estate, etc.	3,500 00 9,500 00 9,000 00		. : ton	G. H. Peterman. Henry Schachte.
Victoria keal Estate Company F. H. Warren Harness Company Hibernian Building and Loan Ass'n	Charleston Charleston Charleston	Keal Estate, etc. Mercantile Building and Loan.	2,000 00 Aug. 2,000 00 Aug. 150,000 00 Jan.		1899 Thos. F. Hopkins 1899 Thos. F. Hopkins 1899 M. G. Kennedy	F. H. Warren. W. M. Jacobs.
Charleston Electric. Construct. Co., The Mer. Coll'n Agency of Charleston Simons. Evans Manufacturing Co.	Charleston Charleston Charleston Oharleston	Belevineal Construction. Collections Manufacturing Clothing.	7,500 00 Sept 500 00 Sept 80,000 00 Oct.		11, 1899 Edward L. Wells 11, 1899 Chas. F. Middleton. 29, 1899 F. M. Bryan 2, 1899 Robert H. Simon	Geo.E. Hazlehurst, Jr. Geo.E. Hazlehurst, Jr. Cleiland Williman. W. M. Heyward.
The Mercantile Club Wando Lumber Company. Woodburn Building and Loan Ass'n. The Southern Hardwood Company.	Charleston Charleston Charleston	Social Lumber Building and Loan Manufacturing Wood	200 00 7,900 00 150,000 00 10,000 00	00 Oct. 9, 186 00 Oct. 24, 186 00 Nov. 7, 186 00 Nov. 11, 186	9, 1899 I. Berkman. 24, 1899 John A. Hertz. 7, 1899 M. F. Kennedy. 11, 1899 Henry C. Riley.	Wm. Harper. Wm. A. Dotterer. Wm. M. Jacobs. James Cockshott.

Private Companies.—Charters Granted.—Continued.

NAME OF CORPORATION.	Principal Place of Business.	Leading Business.	Capital Stock.	Date of Charter,	President.	Secretary.
GTEROKEE. Greenard Street Land Company Gaffney Southern Linne and Supply Company Gaffney Oherokee Manufac. Co. of Blacksburg. Blacksburg The Victor Cotton Oll Company Palmetto Min P.Co. of Blacksburg. Staffney The Munician I pagne of the first of Gaffney The Munician I pagne of the first of Gaffney	Gaffney Gaffney Blacksburg Gaffney Blacksburg	Real Estate. Manutacturing Lime. Manufacturing Brick. Cotton Seed Oil Mining	\$2.400 00 Jan. 1,000 00 May, 5,000 00 July 25,000 00 July 25,000 00 July 25,000 00 July	0 Jan. 21, 1896 0 May, 24, 1896 0 July 12, 1896 0 July 24, 1896 0 Aug. 22, 1896 0 Aug. 22, 1896	21, 1899 A. N. Wood W. 1, 1899 A. N. Wood W. 1, 1899 A. H. Pollock B. 24, 1899 N. Li pseomb J. 22, 1899 Wm. Oscab Roome H. 12, 1899 Edwin H. DeCamp B.	W. C. Carpenter. F. G. Stave. J. F. Whisonant. J. N. Lipscomb. Harrison J. Barrett. Samuel Reid.
CHESTER.				ì		
Commercial and Manufacturers' Club Chester The Patterson Public Library Ass'n. Chester. Springsteine Mills The South Atlantic Construction Co. Chester. The Commercial Bank The Blackstock Telephone Company Blackstock Pine Grove Union Aid Society Pine Grove Union Aid Society Chester.	Club Chester 'n. Chester Chester Co. Chester Chester Chester My. Blackstock	Social Public Library Manufacturing Cotton Railroad Construction Banking Telephone Real Estate	100,000 00 100,000 00 100,000 00 50,000 00 800 00	April 18, 1898 Feb. 25, 1894 Iune 27, 1898 Aug. 28, 1899 Nov. 8, 1899 Nov. 10, 1899 Dec. 22, 1899	500 00 April 18, 1899 Lr. T. Nichols 100,000 00 June 27, 1899 (V. H. Hand 100,000 00 June 27, 1899 (V. H. Heath 100,000 00 Aug. 28, 1899 (Vm. A. Barber 50,000 00 Nov. 18, 1899 A. G. Brice 300 00 Nov. 10, 1899 Alex. Macdonald 200 00 Dec. 22, 1899 T. M. Gray.	A. L. Gaston. A. L. Gaston. Wm. G. Nichols. G. H. Marlon. W. A. Endy (Gashier). T. C. King.
CHESTERFIELD.						
The Chesterfield Land & Lumber Co. The Mutual Guarantee Aid Society Burns Manufacturing Company The Cheraw Club The Palmetto Lumber Company	Cheraw Uheraw Uheraw Cheraw On C. & K. R. R.	Lumber Benevolent. Manufacturing Social. Lumber	20,000 00 500 00 100,000 00 75,000 00	Aug. 3, 1899 Aug. 25, 1899 Aug. 25, 1899 Sept. 26, 1899 Nov. 15, 1899	20,000 00 June 13, 1899 Chas. E. Johnson 500 00 Aug. 3, 1899 G. W. Duvall 100,000 00 Aug. 35, 1899 Walter. I. Lee 75,000 00 Nov. 15, 1899 W. P. Pollock 75,000 00 Nov. 15, 1899 Ernest Williams	Jno. M. Turner. Jas. T. Ladd. Geo. E. Burns. H. M. Duvall. Thos. Osburn.
CLARENDON.						
C. M. Davis Lumber Company The People's Tobacco Warehouse	Davis Station Manning	Lumber. Tobacco Warehouse	10,000 00 Jan. 2,500 00 Mar.	lan. 17, 1899 Mar. 24, 1899	17, 1899 C. M. Davis. 24, 1899 R. B. Laryea	Jos. E. Davis. W. M. Brockinton.
COLLETON.						
Southern Transportation Company Meggetts. DARLINGTON.	:	Transportation	3,000 00	lan. 13, 1899	3,000 00 Jan. 13, 1899 Augustus F. Young Edward Carter.	Edward Carter.
Hartsville Electric and Water Co Hartsville Southern Novelty Company	Hartsville Hartsville Darlington Darlington	Light, Power and Water Manufacturing Novelties Mercantile Real Estate	2,000 00 May 6,000 00 May 14,000 00 July 10,000 00 Aug.	May 10, 1899 May 10, 18.19 fuly 27, 1899 Aug. 1, 1899	10, 1899 J. J. Lawton (Mgr.) J. L. Coker, Jr. 10, 18.99 J. L. Coker. W. F. Smith. 27, 1899 W. A. Adams G. T. Patten. 27, 1899 W. B. Carrigan J. D. Baird.	J. L. Coker, Jr. W. F. Smith. G. T. Patten. J. D. Baird.

Private Companies.—Charters Granted.—Continued.

NAME OF CORPORATION.	Principal Place of Business.	Leading Business.	Capital Stock.	Date of Charter.	President.	Secretary.
EDGEFIELD. The Edgefield Build's & Loan Ass'n The Social Benevolent Society of Mt. Pleasant Baptist Church FAIRFIELD.	Edgefield Building and Mt. Pleasant Benevolent	Building and Loan Benevolent	\$20,000 00 June 50 00 Oct.	June 19, 1896 Oct. 5, 1896	\$20,000 00 June 19, 1899 Wm. W. Adams 56 00 Oct. 5, 1899 Allen Still.	Chas. H. Fisher. Walter Still.
The Caldwell Dry Goods Company Leiper-Davis Granite Company FLORENCE.	Winnsboro	MercantileQuarrying Granite	15,000 00 Feb. 24,000 00 Dec.		25, 1899 I. L. Withers 19, 1889 James Q. Davis	James P. Caldwell. Amos B. Davis.
The John McSween Company. Banner Warehouse Company. Timmonsville Timmonsville Real Estate & Inv't Co. Timmonsville GEORGETOWN.	Timmonsville Timmonsville Timmonsville	Mercantile Tobacco Warehouse Real Estate	50,000 00 Feb. 5,000 00 June 5,000 00 June		27, 1899 John McSween 5, 1899 Chas. A. Smith 6, 1899 James A. Oall	Duncan McKenzie. Duncan McKenzie. Duncan McKenzie.
The Georgetown Telephone & Tel. Co. Georgetown The Children of the Israelites, No. 8. Wedgefield GREENWOOD.	Georgetown Wedgefield	Telephone and Telegraph Benevolent	5,000 00 Oct. Sept.	Oct. 12, 1896 Sept. 20, 1896	00 Oct. 12, 1899 D. D. Rhem Sept. 20, 1899 Gabriel Johnson	8. S. Ingram. Solomon Keith (Ch'n)
The Craig Milling Company Maner L. Rice Company Greenwood Warehouse Company GREENVILLE.	Greenwood Ninety-Six Greenwood	Milling	10,000 00 Feb. 4,000 00 Feb. 15,000 00 Sept.		11, 1899 T. F. Hunt 13, 1899 Maner L. Rice 6, 1899 E. W. Robertson	C. F. Schwing. Jas. H. Rice (Mgr.) J. K. Durst.
The Greenville Hose Company, No. 1 Times Publishing Company Mauldin Milling and chinning Co. The Feeple's Profective Ass'n of S. C. The Greenville Furniture Company Carolina Supply Company The People's Store Fred People's Store Predmont Iron Works Predmont Iron Works Predmont Iron Works Brandon Mills Brandon Mills Good-Strond Company	Greenville Greenville Mauldin Greenville Greenville Greenville Greenville Fledmont Greenville Greenville Greenville Greenville Greenville	Benevolent Newspaper Geinning Cotton Charitable Mereantile Mereantile Mereantile Mereantile Manufacturing Iron Sodal	6,000 05 July 8,500 00 July 8,500 00 July 10,000 05 July 25,000 00 Aug. 15,000 00 Aug. 6,000 00 Oct. 8,000 00 Oct. 2,200 00 Nov. 2,200 00 Dec.	June 15, 1896 July 5, 1896 July 12, 1896 July 27, 1896 July 27, 1896 Aug. 5, 1896 Sept. 6, 1896 Oct. 10, 1896 Nov. 20, 1896 Dec. 1, 1896	Frank C. Owens A. B. Smith Bobt. C. Foster M. A. Morgan D. G. Morfon I. J. Phillips D. M. Minus D. E. Fleming E. M. Blytne J. I. Westervelt V. D. Stroud	Dr. W. J. Bramlett. W. S. Bartett Foster. W. S. Baldwin. S. Lovie S. Lovie (1. O. Westfield. T. S. Inglesby, Jr. J. L. Bussey, J. J. Biggerstaff. J. J. Biggerstaff. W. L. McCarrigan. W. B. Smith.

Private Companies.—Charters Granted.—Continued.

HAMPTON. Okeetee Lumber Company The Richardson Oypress Shingle and Lumber Company Eddy Lake Cypress Company Eddy Lake Cypress Company KERSHAW. The Camden Country Club. The Camden Water Light and Ice Co. LANCASTER. Carolina Bottling Company Kershaw Mirtury Club. LANCASTER. Carolina Bottling Company Kershaw Mirtury Club. LANCASTER. Canden Water Light and Ice Co. LANCASTER. Canden Water Light and Ice Co. LANCASTER. Canden Water Light and Company Kershaw Mercantile Company Kershaw Kers
Ridgelar Buckspo Eddy Lac Conway Conway Kershaw Kershaw Kershaw Cancen Cancen Lancast Lancast Lancast Canrens Control Conway Conway

Private Companies.—Charters Granted.—Continued.

Secretary.	J. B. Pipkin. E. H. Everett.	E. E. Summer. David S. Moyer. B. L. Tarrant. John M. Kinard.	Geo, D. Dantzler. Andrew C. Dibble. Robert Lide.	. Zimmerman.	J. McD. Bruce (Cash.)	Wm. Barnwell. W. C. Brice. Melville Egleston. John W. Conder. Henry F. Welch. F. J. Newberry. F. J. Young. Wm. Barnwell. J. D. Smithdeal, Mu.D. John Fisher.
President.	\$100,000 00 Mar. 15, 1899 D. D. McCall	6,000 00 April 25, 1899 G. W. Summer. H John S. Shealey II. May 17, 1899 J. W. Simmons. H 50,000 00 Aug. 2, 1899 O. B. Mayer. J	8,000 00 May 12, 1889 D. W. Crook 72,000 00 June 7, 1889 J. Wm. H. Dukes 5,000 00 Nov. 16, 1889 J. W. H. Dukes H	100,000 00 Dec. 12, 1899 Wm. B. Cheswell A. Zimmerman.	25,000 00 Jan. 17, 1899 W. T. McFall J	26,000 00 Jan. 80, 1899 John T. Sloan V 55,000 00 Jan. 80, 1899 L. Withers V 55,000 00 Mar. 21, 1899 Edward P. Meany N 10,000 00 April 12, 1899 W. T. Gregory J 4,000 00 May 12, 1899 W. M. Bird C 4,000 00 May 24, 1899 W. H. Newberry F 5,000 00 May 22, 1899 W. H. Newberry J 1899 W. H. Slower Well F 1899 W. H. Brown (Mgr. J 1899 W. H. Brown (Mgr. J 1899 W. H. Fisher W. J 1999 W. J. Brown (Mgr. J 1890 W. H. Fisher W. J 1999 W. J.
Date of Charter,	Mar. 15, 1899	April 25, 1899 May 17, 1899 Aug. 2, 1899	May 12, 1899 fune 7, 1899 Nov. 16, 1899	Dec. 12, 1899	lan. 17, 1896	lan. 30, 1899. Ran. 21, 1899. Mar. 21, 1899. April 12, 1899. Mary 13, 1899. April 14, 1899. Mary 24, 1899. Mary 22, 1899.
Capital Stock.	\$100,000 00 \$	6,000 000			25,000 00 J	
Leading Business.	Manufacturing Cotton	General Warehouse Benevolent. Social. Real Estate	Tobacco Warehouse Building and Loan Sales Stable	Westminster Manufacturing Cotton	Banking	Building and Loan Drugs Telephone and Telegraph Livery and Sale Stable. Borels Social. Benevolent. Social. Social. Drugs
Principal Place of Business.	1p'y. Bennettsville	Newberry Hannah Church Newberry Newberry	y. Cameron C. Orangeburg	Westminster	Pickens	Columbia
NAME OF CORPORATION.	MARLBORO. Bennettsville Manufacturing Comp'y. Bennettsville Marlboro Hardware Company NEWBERRY.	The Newberry Warehouse Company Newberry Sons and Daughers of Moral Improv't Hannah Church. Newberry Bicycle Association Newberry Land and Security Co. Newberry Che Newberry Land and Security Co. Newberry	Cameron Tobacco Warehouse Comp'y, Cameron Home B. & L. Ass'n of Orangeburg, S.C. Orangeburg Dukes Live Stock Company Orangeburg	ill Go		The Richland Bld. & Loan Asso. of S. C. Columbia. The Brice Drug Company. American Tel & Telegraph Co. of S. C. Columbia. The Gregory-Rhea Mule Co. The Richland Country Glub. The Richland Country Glub. The Prople's Benryolent & Relief Asso. The Columbia. Merchants' and Manufacturers' Glub. The Columbia. W. C. Fisher & Co.

Private Companies.—Charters Granted.—Continued.

NAME OF CORPORATION.	Principal Place of Business.	Leading Business.	Capital Stock,	Date of Charter.	of ter.	President.	Secretary.
RICHLAND—Concluded. Olympia Cotton Mills. South Garcina Telephone Co. Columbia Columbia Columbia Columbia Columbia Columbia Transfer Company. Columbia Transfer Company. Columbia The Hearth Greery Company. The Hearth Greery Company. Columbia The Woman's Monument Association. Columbia The Columbia Mutual Life Assur. Co. Columbia	Columbia Columbia Columbia Columbia Columbia Columbia	Manufacturing Telephone and Telegraph Baggage Transfer. Electrical Construction Mercantile Memorial. Insurance	\$1,500,000 00 Aug. \$1,000 00 Oct. 1,000 00 Oct. \$5,000 00 Nov. \$5,000 00 Nov. \$5,000 00 Dec.		7,1899 7,1899 7,1899 7,1899 1,1899 1,1899	9, 1800 W. B. Smith Whaley J. S. Moore, 10, 1808 Henry O. Reed Geo. W. Sutton 10, 1808 Edwin J. Jenkins Wm. L. Izlar. 18, 1896 Norman W. Girwood. Ralph R. Laxton. 2, 1896 M. C. Heath G. H. Parks. 18, 1896 F. H. Klwell B. R. Flenniken. 9, 1896 F. M. Brickman Ervin J. Goodman	J. S. Moore. Geo. W. Sutton. Wm. L. Izlar. Ralph R. Laxton. G. H. Parks. D. R. Flenniken. Ervin J. Goodman.
SALUDA. The Saluda-Newberry Telephone Co Saluda	Saluda	Telephone	400 00	June 20), 1899	400 00 June 20, 1899 A. L. Coleman	B. W. Crouch.
SPARTANBURG. Fair Forest Oil Mill Company. Campolello Oil Mill Campolello Oil Mill Reidville Gimning and Milling Co. Reidville Gimning Co. Reidville Arling Co. Reidville Gimning Co. Reid	Fair Forest	Oil Mill Oil Mill Oil Mill Ginning and Milling Manufacturing Cotton Manufacturing Cotton	10,000 00 Mar. 12,000 00 May 15,000 00 June 8,250 00 July 50,000 00 Aug. 75,000 00 Sept.	Mar. 24 May 27 June 21 July 18 Aug. 28 Sept. 28	1, 1899 1, 1899 3, 1899 3, 1899 3, 1899	24, 1899 E. D. Foster 20, 1899 M. C. Foote 21, 1890 N. M. Caodwell 18, 1890 N. M. Leonard 22, 1899 O. A. Robbins 25, 1899 T. R. Trimmier	John T. Gentry. L. H. Wilson. J. C. Farmer. B. M. Anderson. Geo. T. Walker. L. P. Epton.
SUMTER. Sumter Compress Company. Bishopytile Cotton Oil Company. Atlantic Cotton Oil Company. The Sumter Telephone Manuf'g Co Sumter Electric Light and Ice Co	Sumter Bishopville Sumter Sumter Sumter	Cotton Compress Oil Mill Electrical Construction. Light and Power	25,000 00 April 20,000 00 May 100,000 00 July 50,000 00 Sept. 25,000 00 Nov.	April 16 May 28 July 8 Sept. 28	1899 1899 1899 1899	25,000 00 April 18, 1899 Richard I. Manning Henry J. Harby. 20,000 00 May 28, 1899 Pas. E. McCutchen Geo. F. Parrott. 100,000 00 July 8, 1899 Perry Moses A. C. Phelps. 50,000 00 Sept. 29, 1899 R. M. Wallace	Henry J. Harby. Geo. F. Parrott. C. G. Rowland. R. L. Edmunds.
UNION. Carlisle Milling and Ginning Co	Carlisle	Ginning Cotton	2,000 00	July 24	i, 1899	2,000 00 July 24, 1860 J. S. Weich	
• . WILLIAMSBURG. The Jay Telephone Company	Јау	Telephone	420 00	July 27	, 1899	420 00.July 27, 1899 Anson A. Brown S. R. Poston.	S. R. Poston.

Private Companies.—Charters Granted.—Concluded.

Secretary.		D. Hutchinson. A. J. Evans. J. B. Gordon.	John S. Lindsay. L. L. Clyburn.	W. C. Hutchinson.
President.		\$10,000 00 Jan. 12, 1899 Iredel Jones 10,000 00 Mar. 2, 1899 J. B. Johnson 8,000 00 Mar. 90, 1899 Jno. M. Hope	10,000 00 July 81, 1899 R. Lee Kerr John S. Lindsay. 15,000 00 Aug. 9, 1899 Sid. J. Brown L. L. Ciyburn.	10.000 00 Aug. 11, 1899 R. Lee Kerr W. C. Hutchinson.
Date of Charter.		Jan. 12, 1899 Mar. 2, 1899 Mar. 30, 1899	July 31, 1899 Aug. 9, 1899	Aug. 11, 1899 Nov. 24, 1899
Capital Stock.				
Leading Business.		Real Estate Drugs Mercantile	General Warehouse Manufacturing Flour	Manufacturing Cotton
Principal Place of Business.		Rock Hill Rock Hill Yorkville	Rock Hill	: :
NAME OF CORPORATION.	YORK.	The Irede Land Company Rock Hill Real Estate The Rock Hill Drug Company Rock Hill Drugs. The Hope-Gordon Mercantile Co Yorkville Mercantile	of Rock Hill, South Carolina The Rock Hill Roller Mills The The The Rock Hill Roller Mills	The Real Batate and Investment Co. Rock Hill The Real Batate and Investment Co. Rock Hill

RENEWAL OF CHARTERS.—Private Companies.

NAME OF COMPANY.	Chartered by	Date of Renewal.	Renewed.	Petitioners.
The Unitarian Church in Charleston Special Act approved Mar. 1, 1899 In Perpetuity. A.P. Petsch, Secretary and Treasurer; G. E. Palmetto Lodge No. 5, Independent Order of Odd	Special Act approved March 1, 1878	Mar. 1, 1899	In Perpetuity.	The Unitarian Church in Charleston Special Act approved Mar. 1, 1899 In Perpetuity. A. P. Petsch, Secretary and Treasurer; G. E. Gibson, James M. Eason, Vestrymen; and James Eason. Palmetto Lodge No. 5, Independent Order of Odd
reliows of the State of South Carolina	December 19, 1855	Mar. 22, 1889	In Perpetuity.	N. W. Trump, T. K. Feagan, W. S. Brown.
Edition of the Control Charles with Eboneser Presheterien Chareh	March 12, 1878.	May 1, 1899	In Perpetuity.	relimeted cuarte of Charleston Special Acts and May 1, 1869 In Perpetuity. Frank S. Terry, Captain; G. R. Fishburne, First Thomson Procheston Church 12, 1878.
The Orangeburg Presbyterian Church Society Special Act December	ton Co., Feb. 20, 1874 Special Act December	May 27, 1899	In Perpetuity.	ton Co., Feb. 20, 1844 May 27, 1899 In Perpetuity J. H. Drose, Wm Matthews, W.M. Davis, J. D. Wyld.
	Actapproved March 7, 1871	Dec. 16, 1899	In Perpetuity.	Act approved March 7, 1871 Dec. 16, 1890 In Perpetuity Mortimer Glover, J. A. Salley, John A. Hamilton.

AMENDMENT OF CHARTERS.—Private Companies.

Date Illowed.	1. 81, 1899 b. 4, 1899 r. 14, 1899 y 27, 1899 y 80, 1899 c. 12, 1899
Amendment to Charter.	Name changed to "The Bank of Dillon" Jan. 8 Jan. 8
Date of Charter.	Mar. 29, 1890 Feb. 14, 1896
Principal Place of Business.	Dillon Spartanburg Columbia *Charleston Darlington
NAME OF COMPANY.	The Dillon Banking and Grocery Company Flaum-Crutchfield Tolleson Company The Falmetto fee Company Barnwell Blackville Telephone Exchange Co. Ebenezer Presbyterian Church.

*Chartered by Clerk of Court.

INCREASE OF CAPITAL STOCK.—Private Companies.

NAME OF COMPANY.	Principal Place of Business.	Original Capital Stock.	Date of Original Charter.		Subsequently Increased to	Date Increase Was Granted.	Net Increase 1899.
<u> </u>	Georgetown Charleston	\$50,000 00 Oct. 8,000 00 April	<u>6</u>	897		Jan. 8, 1899 Jan. 6, 1899	\$25,000 00 2,000 00
<u>∵</u>	Clover Whitney	100,000 00	ర్షల్ష L	- - - - - - - - - - - - - - - - - - -	\$150,000 00 J 266,000 00 J	an. 18,	
∀ ∀	Abbeville	65.000 50.000 50.000 50.000	2 ,8	92 92 20 92	900,000	an. 26,	
<u>بخ</u> ر	Jonesville	5,000 00	2.8	9.9	85 000 00	Mar. 18,	
) 4 ∶	Anderson	100,000	4		200	May 80,	
به ک	Greenville Pelzer	18,000 90	တ်ရွ	6 8		တ် ထ	
<u>~</u>	Reedy River	250,000 00	2		+ 48,175 00 J	une 19,	201,825
<u> 12</u>	nion	10,000 00	200		20,000	uly 8,	
<u>z></u>	Newberry	10,000	28			uly 14, 1899.	10,000 00
<u>: m</u>	ennettsville	100,000 00	2	92.5		9	
<u> </u>	Lando	90,000	વ્યું ક	 		ន់ទ	90,00
13	reenwood	150,000 00	3 23	37		Š	
<u>m</u> :	Belton	850,000 00	œ,	÷		1.	
5 ₹	Abbeville	90,000,00	7.	e se	:8	, C	
<u> </u>	Pelzer.	2,000 00	2		5,000 00	Nov. 18, 1899	5,000
50	Jharleston	6,000 00	3,¥			ર્જું જી	
<u>o</u> :	Columbia	150,000 00	3				150,000 00

*Chartered by Act approved date indicated; amended by Act approved March 1, 1899.

+Reduced to.

REDUCTION OF CAPITAL STOCK.—Private Companies.

Name of Company.	Principal Place of Business.	Original Capital Stock.	Date of Charter.	Capital Stock Re- duced to	
The Chicora Fertilizer Company		\$300,000	Nov. 15,1890.	\$5,000	Feb. 4, 1899.
pany Reedy River Manufacturing Company The South Carolina Loan and	Reedy River	250,000	Dec. 12, 1898.	48,175	Mch. 30, 1899.
Trust Company The German American Trust	Charleston	200,000	*Dec. 26, 1866.	100,000	April 1, 1899.
	Charleston	40,000	Feb. 18, 1898.	150	May 10, 1899.

^{*}Organized under special Act, approved December 26, 1866. Renewed by Act, approved November, 1885.

MUNICIPAL CORPORATIONS.

Surrender of Charter.

Towns of Not Less than 1,000 nor More than 5,000 Inhabitants. Blacksburg.—There has been received and duly filed in the office of the Secretary of State, evidence of the surrender of the charter heretofore granted by your honorable body to the town of Blacksburg, and on the fourth day of February, A. D. 1899, he issued to the Town Council of said town certificate of said surrender, and of the acceptance of the privileges, powers, immunities and limitations of "An Act to provide for the incorporation of towns of not less than one thousand nor more than five thousand inhabitants," approved March 5, A. D. 1896.

Towns of Less than 1,000 Inhabitants.

Seneca.—Pursuant to the provisions of the Act above cited, after proceedings required by law, duly evidenced to the Secretary of State, on the 10th day of May, 1899, he issued to the Town Council of Seneca, S. C., a certificate of incorporation under General Law, with the privileges, powers and immunities, and subject to the limitations prescribed therein, in lieu of the charter heretofore granted by your honorable body, which was duly surrendered.

Charters Granted.

Towns of Less than 1,000 Inhabitants.

Under the provisions of "An Act to provide for the corporation of towns of less than one thousand inhabitants," approved March 2, 1896, the Secretary of State issued certificate of incorporation to the Intendant and Wardens of the following municipalities:

Lodge, S. C.—Chartered March 23, 1899.

Corporate Limits: "One mile in every direction from the crossing of Main street and the Walterboro and Western Railroad, which point mentioned above being the center of the Town of Lodge."

Intendant: R. E. Jones. Wardens: L. J. Jones, M. H. Kearse, J. J. Thompson, W. H. Booth.

Inhabitants when chartered: 205.

Petitioners for Incorporation: John Michel Fender, William Michel Fender, William Boswell Ackerman, Frank Bee Folk, Robert Edgar Jones, Willis Hampton Booth, James Joseph Thompson, Willis Pritcher Rizer, Lee Johnson Jones, Henry Levi Carter.

Commissioners of Election appointed: Thomas Pritcher Rizer, Robert Edgar Jones, Frank Bee Folk.

Date of Commission: February 23, 1899.

Managers of Election: W. B. Ackerman, J. J. Thompson, L. J. Jones.

Lewiedale.—Chartered May 12, 1899.

Corporate limits: Extending "Three-quarters of a mile from the depot of the C., C. and A. R. R. Co., of said town, in a due north, south, east and west direction; and shall include a square to be formed by uniting the extremities of the lines so drawn."

Intendant: T. S. Sease. Wardens: S. P. Drafts, W. L. Addy, D. L. Hall, W. H. Donly.

Inhabitants when chartered: 212.

Petitioners for Incorporation: Daniel Jefferson Griffith, Lewie Allen Griffith, Edward Wheeler Collins, Falton Sims Sease, Wm. Hanna Donly, Jerome Hall, Reid Lafayette Keisler, William Laid Addy.

Commissioners of Election appointed: Cornelius Bright Avery, Daniel Hall, Charles B. Davenport.

Date of Commission: March 1, 1899.

Managers of Election: T. S. Sease, W. L. Addy, C. B. Davenport.

Gray Court.—Chartered October 20, 1899.

Corporate limits: Taking the brick store of W. L. & R. L. Gray as a center, and with a radius of three-quarters of a mile, describe a circle, the circumference of which will be the limits of said town."

Intendant: C. C. Whiteside. Wardens: A. C. Owins, Jr., J. T. Penden, R. L. Gray, A. J. Christopher.

Wardens: A. C. Owins, Jr., J. T. Peden, R. L. Gray, A. J. Christopher.

Inhabitants when chartered: 216.

Petitioners for Incorporation: Laurens C. Dorrot, Ed. H. Shell, John Thomas Peden, John R. Culbertson, Alsey F. Culbertson, George F. Dorrot, Wm. L. Gray, Calvin C. Whiteside, Robert L. Gray, A. J. Christopher.

Commissioners of Election appointed: A. J. Culbertson, Laurens C. Dorrot, E. T. Shell, C. C. Whiteside.

Date of Commission: September 26, 1899.

Managers of Election: G. F. Dorrot, Arch C. Owings, D. D. Peden.

Eau Clair.—Chartered September 30, 1899.

Corporate limits: "The circumference of a circle, having its center at a point on the Winnsboro road, one mile northwardly from two hundred yards above the forks of the Winnsboro and Broad River roads, and having a diameter of two miles."

Intendant: L. T. Wilde. Wardens: James Macdonald, S. J. Barrett, Jasper Miller, Davis Marshall.

Inhabitants when chartered: Exceeding 200 and less than 1,000.

Petitioners for Incorporation: Ellison Capers, Jr., Louis T. Wilde, Carr W. Riley, John O. Miller, John O. Wilson, Wm. F. Muller, James B. Duke, James Macdonald, Laban T. Carroll, Alexander C. Sutherland.

Commissioners of Election appointed: James Macdonald, William T. Muller, John I. Miller, T. D. Marshall.

Date of Commission: September 28, 1899.

Managers of Election: C. W. Riley, Edwin J. Zobel, W. L. Miller.

Clarendon.—Chartered December 15, 1899.

Corporate limits: "From a center at the junction of Commerce and Hampton streets, reaching one-half mile south, one-half mile east, one-half mile north, and to the creek known as Pine Log Creek west." Intendant: Asbury L. Burkett. Wardens: Henry F. Stack, Samuel G. Griffin, David R. Lide, Patrick H. Broughton.

Petitioners for Incorporation: Charles L. Griffin, Samuel G. Griffin, Adolph G. Stack, Henry F. Stack, Alexander R. Ragin, Robt. F. Epperson, Asbury L. Burkett, Napoleon C. Stack, David R. Lide,

Commissioners of Election appointed: Samuel G. Griffin, Asbury L. Burkett, Henry F. Stack.

Date of Commission: November 15, 1899.

Managers of Election: David R. Lide, Adolph G. Stack, Patrick H. Broughton.

Amendments to Municipal Charters.

Grover.—On February, 17, 1899, there was filed in the office of the Secretary of State certificate of J. T. Utsey, Intendant of the town of Grover, attested by N. K. Utsey, Clerk, that "an election was held for the purpose of increasing the limits of said town. The vote was unanimous to increase the corporate limits; said limits to extend from a point halfway between the residence of I. S. Collins and the Methodist Church, one-fourth of a mile east, west, north and south from said point."

Monck's Corner.—On April 17, 1899, there was filed in the office of the Secretary of State certificate of M. V. Orvin, Clerk of Town Council (accompanied by report of N. K. Hamilton, surveyor), that "on Tuesday, April 4, an election was held in the town of Monck's Corner for the purpose of extending the corporate limits one-half mile further westward, a petition having been presented according to law, praying for same."

Leesville.—On April 29th, 1899, there was filed in the office of the Secretary of State certificate of H. F. Hendrix, Intendant, and E. J. Etheridge, D. L. Gunter, J. L. Matthews and J. P. Able, Wardens, of the town of Leesville, that "in pursuance to a petition of a majority of the freeholders as prescribed by law, for the enlargement of the corporate limits of the town of Leesville, aften ten days public

advertisement, an election was held on 27th day of March, A. D. 1800, to determine whether said town limits should be enlarged to include the territory petitioned to be annexed. At the said election a majority of the votes cast by the qualified electors of the said town, and of the territory petitioned to be annexed to the said town," and proclaiming the following boundaries: "Beginning at a point one mile due north of the old Charlotte, Columbia and Augusta depot in said town of Leesville, S. C., and extending in a straight line to a point due N. 45 degrees E. one mile from the said depot, and thence extending to a point due east from said depot one mile, and thence extending to a point due S. 45 degrees E. from said depot one mile, and thence extending to a point due south from said depot one mile, from thence to a point due S. 45 degrees W. from said depot one. mile, from thence to a point due west from said depot one mile, from thence to a point due N. 45 degrees W. from said depot one mile, from thence extending to the starting point one mile due north of said depot; making an octagon shaped area formed upon the extremities of eight lines extending each from the old Charlotte, Columbia and Augusta Railroad depot one mile each, in north, N. 45 degrees E., E., S. 45 degrees E., S., S. 45 degrees W., W., N. 45 degrees W. directions respectively."

Cowpens.—On June 26th, 1899, there was filed in the office of the Secretary of State certificate of B. E. Wilkins, Intendant, attested by W. R. Tanner, Clerk, that pursuant to the requirements of law, at an election held June 6th, 1899, the following amendments was severally submitted to the qualified voters of the town, and adopted by a vote of 40 to none, 44 to none, and 44 to none, respectively, and were accordingly published by the said town council, to wit:

First: "That the radius of the limits of the said town be changed from one-half to three-quarters of a mile from its centre, such centre to be the point of intersection of the middle of Cowpens street with the middle of Third avenue."

Second: "That the Intendant of said town be invested separately and concurrently with all the powers now invested in the Town Council of said town, so far as the same relates to arrest, trial and punishment of offenders, with the right to appeal from his judgments and orders to the full council, within five days after such decision or order."

Third: "That the month for publication of ordinance declaring

rates of annual taxation be changed from January to August, beginning with 1899."

Prosperity.—On September 21st, 1899, there was filed in the office of the Secretary of State certificate of A. M. Lester, Clerk of Town Council of Prosperity (accompanied by plat by N. E. Aull, surveyor of the annexed territory), of the result of an election held August 3, 1899, in the town of Prosperity and the proposed territory, showing that there has been annexed to the said town of Prosperity, "starting from granite rock corner in Capt. H. S. Boozer's field, the line bears S. 52 1-2 E. 16.80 chains to McNary road, thence in same direction 2.20 chains to rock corner in field; from thence N. 31 E. 36.80 chains to Cook's Ferry road, and in same direction 41.80 chains to rock corner on land of Mr. L. M. Counts." Surveyed July 10, 1899.

Ehrhardt.—On November 7, 1899, there was filed in the office of the Secretary of State certificate of J. C. Kinard, T. A. Dominick and Ben F. Brown, Managers of special election held in the town of Ehrhardt on the first day of November, 1899, for the "purpose of reducing the incorporated limits from a radius of one mile to a radius of one-half mile in all directions from the depot," that said proposition was unanimously adopted.

Gaffney City.—On November 10, 1899, there was filed in the office of the Secretary of State certificate of N. H. Littlejohn, attested by W. H. Rass, Town Clerk, attesting an "ordinance to declare amendments to the present charter of incorporation of the town of Gaffney City, S. C.," which declared that on the 20th day of October, 1899, a petition signed by a majority of the freeholders of said town was presented to the Town Council of said town, and pursuant to provisions of law an election was held on the sixth day of November, at which the following eight (8) amendments were adopted to the said charter, by a majority of all the votes cast, to wit:

- 1. By striking out the word "Gaffney City" wherever the same may appear in said charter, and inserting in lieu thereof the word "Gaffney."
 - 2. By striking out the word "Intendant" and "Intendants" wher-

ever they may occur in said charter, and inserting in lieu of same the word "Mayor" and "Mayors" respectively.

- 3. By striking out the words "Warden" or "Wardens" wherever the same may appear in said charter, and inserting in lieu thereof the words "Alderman" or "Aldermen," respectively.
- 4. By striking out section two (2) of said charter and inserting in lieu thereof the following, to be known as section 2:
- "Sec. 2. That the municipal powers of the town of Gaffney shall be, and they are hereby, vested in a Mayor and six Aldermen of said town, which shall be and be known as the Town Council of said town, and who shall be persons constitutionally qualified to vote for members of the General Assembly of this State, and who shall have resided within the corporate limits of said town for twelve months next preceding election to said office.
- 5. By adding thereto the following amendment to be known as sections 2ra, which shall read as follows:

"Sec. 21a. The said Town Council shall have power to organize, equip and control a fire department for the protection of said town, in such way as they may deem necessary and expedient."

6. By adding thereto the following amendment to be known as Section 21b, which shall read as follows:

"Sec. 21b. The said Town Council shall have power and authority to divide the said town of Gaffney into six or more wards, if they deem it necessary for the convenience and better government of the same, and in the election of Aldermen for the said town, each of the said wards shall be represented by an Alderman, who shall be a resident of the said ward, and who shall be elected by the qualified voters residing in such ward, and not otherwise; and the Mayor and three Aldermen, or in the absence of the Mayor, four Aldermen, shall constitute a quorum for the transaction of business."

7. By adding at the end of section 3 of said charter the following proviso:

"Provided, that if the said Town Council shall divide up the town of Gaffney into separate wards, as prayed in this petition, then the said election for Mayor and Aldermen, as provided above in this section, shall be held at some one or more convenient place or places in said town, to be designated by the Town Council, from 9 to 4 o'clock of some day; and upon closing the polls, the managers of said election shall forthwith proceed to count the votes and declare the result of the election, giving notice in writing to the persons elected. The Mayor and Aldermen for the time being shall give ten days public notice of the time and place or places of holding such elections,

and shall appoint three qualified electors of said town as managers of said elections at each of the places where it may be held; and the said managers before they open the polls shall take an oath fairly and impartially to conduct the said election; and said managers, or one of them, shall administer to every person offering to vote at the election an oath that he is duly qualified to vote at such election according to the Constitution and laws of this State, and has not voted at such election, and that he is a resident of the ward in which such election is being held. And the Chairmen of the several Board of Managers for the different election precincts shall constitute a Board of Canvassers for the purpose of canvassing the returns from the several election precincts in the election of Mayor of said town, and said Chairmen of said Board of Managers shall immediately after the closing of the polls in said election, meet at some convenient place and determine the returns for the election of Mayor, as aforesaid, and shall declare the same and notify in writing the person so elected, immediately."

8. By adding to the charter the following, to be known as section 32:

"Sec. 32. All provisions and parts of provisions of said charter that are in conflict with the amendments herein prayed and which may be ratified by vote and ordained by the Town Council, are repealed and stricken from said charter as null and void."

Done and ratified in Town Council assembled, the 7th day of November, 1899.

Anderson.—On December 21st, there was filed in the office of the Secretary of State the following declaration:

Whereas, an election by the qualified electors was held on the 7th day of November, 1899, on the question of dividing the city of Anderson into six wards, according to the lines and divisions prescribed in the ordinance duly adopted by this council on the 11th day of October, submitting this question to the vote of the qualified electors of said city; by the report of the managers of said election it appears that a majority of the votes cast at said election were in favor of the proposed amendment.

Now, therefore, be it resolved, That the Clerk of this Council do forthwith publish the result of said election, and it is hereby declared that said amendment herein below set out is a part of the charter of incorporation of the city of Anderson, to be known as section 27.

Be it further resolved, That the Clerk of this Council be, and

he is hereby, ordered to forthwith file with the Secretary of State a certified copy of this declaration. The following is the amendment hereinabove declared a part of the charfer of incorporation of the city of Anderson:

Section 27. That the city of Anderson is hereby divided into six wards, the same to be bounded and described as hereinafter set forth. That in all elections hereafter held for Mayor and Aldermen, the Mayor shall be elected from the city at large, and one Alderman from each ward, who shall be a resident within said ward from which he is elected. The said wards shall have the following boundaries:

Ward I. Beginning at a point on North Main street where the city limit is intersected by a line drawn north and south through the centre of Main street; thence southerly along the centre of Main street to the intersection of Main street with Depot street on the public square; thence easterly along the centre of Depot street to its intersection with McDuffie street; thence northerly along the centre of McDuffie street to its intersection with Orr street; thence easterly along the centre of Orr street to its intersection of the city boundary line; thence northwesterly along said boundary line to the beginning corner.

Ward 2. Beginning at a point in the centre of Orr street where it is intersected by the city boundary line; thence westerly along the centre of Orr street to its intersection with McDuffie street; thence southerly along the centre of McDuffie street to its intersection with Depot street; thence westerly along the centre of Depot street to the point of intersection of said Depot street with a line drawn north and south through the centre of the sidewalk on Granite row; thence southerly along the centre of said sidewalk to where said line intersects the centre of Benson street; thence easterly along the centre of Benson street to its intersection with McDuffie street; thence southerly along the centre of McDuffie street to its intersection with River street; thence easterly along the centre of River street to East Boundary; thence southwesterly along the centre of River street to its intersection with the boundary line of said city; thence northerly along said boundary line to the beginning corner.

Ward 3. Beginning at a point in the centre of River street where it intersects the boundary line of the city; thence northwesterly along the centre of River street to east boundary; thence westerly along the centre of River street to its intersection with McDuffie street; thence northerly along the centre of McDuffie street to its intersection with Benson street; thence westerly along the centre of Benson street to its intersection with Main street on the public square; thence

southerly along the centre of Main street to its intersection of the boundary line of the city; thence easterly along said boundary line (including the Silver Brook Cemetery) to the beginning corner.

Ward 4. Beginning at a point where the centre of South Main street is intersected by the boundary line of the city; thence northerly along the centre of Main street to its intersection with Benson street on the public square; thence westerly along the centre of Benson street to its intersection with Jail street; thence southerly along the centre of Jail street to its intersection with West Market street; thence westerly along the centre of West Market street to Whitner's creek; thence along Whitner's creek to Whitner street; thence westerly along the centre of Whitner street to its intersection of the boundary line of the city; thence southerly along said boundary line to the beginning corner.

Ward 5. Beginning at a point where Whitner's creek intersects the northern boundary line of the city; thence southerly down Whitner's creek to its intersection with West Market street; thence easterly along the centre of West Market street to its intersection of Jail street; thence northerly along the centre of Jail street to its intersection with Benson street; thence easterly along the centre of Benson street to where it intersects a line drawn north and south through the centre of the sidewalk on Granite row; thence northerly along the said line through the centre of said sidewalk to its intersection with Depot street; thence westerly along the centre of Depot street to its intersection with Main street on the public square; thence northerly along the centre of Main street to its intersection with the city boundary line; thence westerly along said boundary line to the beginning corner.

Ward 6. Beginning at a point in the centre of Whitner street where it intersects the boundary line of the city on the west; thence easterly along the centre of Whitner street to Whitner's creek; thence northerly up Whitner's creek to where it intersects the boundary line of the city on the north; thence westerly along said boundary line to the beginning corner.

RAILROAD CHARTERS.

Pursuant to the terms of "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved February 28th, 1899, the Secretary of State issued the following charters and amendments of charters, to wit:

Greenville Traction Company.

The State of South Carolina. Office of the Secretary of State.

Whereas, George M. Bunting, of Chester, Pa., Joseph S. Keen, Jr., of Philadelphia, Pa., James H. Dawes, of Philadelphia, Pa., H. Bayard Hodge, of Philadelphia, Pa., and Harold Perot Keen, of Philadelphia, Pa., did on the seventh day of September, 1899, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of Greenville Traction Company.

The principal place of business of the corporation will be Greenville, S. C.

The general purpose of the corporation, and the nature of business it proposes to do, is the building and operating a street railway in the city of Greenville, S. C., and in the vicinity thereof, for the transportation of freight, passengers, etc.

The motive power to be used being electricity, with the privilege hereafter of using air, gas or cable power.

The powers and privileges the corporation proposes to assume or claim under the provisions of the Constitution and laws of South Carolina are as follows:

To have perpetual succession.

To sue and be sued by its corporate name.

To have a common seal and to alter the same at pleasure.

To prescribe the mode of transferring the shares of the corporation.

To make contracts.

To acquire by purchase or otherwise and to hold such real estate (including rights of way) and personal property as may be required for its purposes, or such as it may be obliged or may deem for its

interests to take in settlement of any debts due, it, and to dispose of the same.

To acquire and to transfer shares of stock in other corporations, possessing the same power in such respects as individuals now enjoy.

To lease, mortgage or otherwise dispose of and convey such real estate and personal property to such amounts as the business of the corporation may require.

To borrow money for the purpose of carrying out the object of the charter; to make notes, bonds or other evidences of debt for money, labor done or money or property actually received, and upon a vote of the stockholders had after such notice as is provided for in section 10, Act No. 45, XXII. Stat. '96, to secure the payment of its obligations by mortgage or deed of trust on all or any of its property and franchises, both real and personal.

To appoint such subordinate officers and agents as the business of the corporation may require, to prescribe their duties and fix their compensation.

To make by-laws and all rules and regulations deemed expedient for the transfer of the stock or the management of its property or the regulation of its affairs not inconsistent with any existing law.

To exercise all the powers and privileges contained in chapter XLVIII., Revised Statutes of South Carolina, and all general powers and privileges inherent in corporations or implied from the powers and privileges granted by law.

To condemn land for rights of way.

Fifth. The minimum amount of the capital stock to be two hundred thousand dollars, and the maximum amount to which said capital stock may be thereafter increased to be five hundred thousand dollars, all payable in property, cash and materials to be furnished.

Sixth. The number of shares into which the capital stock is to be divided is two thousand shares, of the par value of one hundred dollars each.

Seventh. That it is proposed to organize this corporation under the provisions of the Act of the General Assembly of the State of South Carolina, entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved February 28th, A. D. 1899.

And whereas, on the seventh day of September, A. D. 1899, the said above named petitioners, to wit: George M. Bunting, Joseph S. Keen, James H. Dawes, H. Bayard Hodge, and Harold Perot Keen, were appointed by me a Board of Corporators, and were authorized

to open books of subscription to the capital stock of the said company purposed to be organized as set forth in the above mentioned declaration, at the office of Ansel, Cothran & Cothran, in the city of Greenville, State aforesaid, on Saturday, October 14, 1899, at 12 o'clock M., after thirty days notice, published once a week in the Daily Times, a newspaper published in the city of Greenville;

And whereas, the above named Board of Corporators, to wit: George M. Bunting, Joseph S. Keen, James H. Dawes, H. Bayard Hodge, and Harold Perot Keen, did on the seventeenth day of October, A. D. 1899, file with the Secretary of State their return in writing, over their signatures, certifying among other things, that pursuant to published notice as required in the commission of the said corporators, the books of subscription to the capital stock of the aforesaid purposed company were duly opened, and that thereupon exceeding fifty per cent. of the aggregate amount of the capital stock was subscribed by bone fide subscribers.

Second. That a meeting of the subscribers of the capital stock of said company pursuant to call by said corporators was held at Greenville, S. C., on the 16th day of October, A. D. 1899, at which a majority of all the stock subscribed being present in person or by proxy, the following were elected Directors: George M. Bunting, of Chester, Pa.; James H. Dawes, of Philadelphia, Pa.; James S. Keen, Jr., of Philadelphia, Pa.; H. Bayard Hodge, of Philadelphia, Pa.; Harold Perot Keen, of Philadelphia, Pa.

Third. That subsequently there was elected by the said Board of Directors the following officers: President: Joseph S. Keen, Jr., of Philadelphia, Pa.; Vice-President: George M. Bunting, of Chester, Pa.; Secretary: H. Bayard Hodge, of Philadelphia, Pa.; Treasurer: Harold Perot Keen, of Philadelphia, Pa.; General Manager: James H. Dawes, of Philadelphia, Pa.

Fourth. That twenty per cent. of the aggregate capital stock subscribed has been paid to the Treasurer or secured.

Fifth. The names and residences of the subscribers and the amounts subscribed by each to the capital stock of the said company are as follows: George M. Bunting, Chester, Pa., \$1,000; Joseph S. Keen, Jr., Philadelphia, Pa., \$1,000; James H. Dawes, \$1,000; H. Bayard Hodge, \$1,000; Harold Perot Keen, \$1,000; all of Philadelphia, Pa.; National Gas and Construction Co., of Camden, N. J., \$102,000.

Sixth. That notice was published once a week for four weeks prior to the application for charter.

Now, therefore, I, M. R. Cooper, Secretary of State, by virtue of

the authority in me vested by the aforesaid Act, and all other Acts me thereto enabling, do hereby certify that the aforesaid company has been fully organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I hereby declare the said Greenville Traction Company to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State. It is hereby required that this charter be recorded in the office of the Register of Mesne Conveyance or Clerk of the Court of Greenville County. It is furthermore a condition of this charter that the said Greenville Traction Company shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within two years from the date hereof, and complete the same within five years thereafter.

Given under my hand and the seal of the State, at Columbia, this seventeenth day of October, in the year of our Lord one thousand eight hundred and ninety-nine, and in the one hundred and twenty-fourth year of the independence of the United States of America.

M. R. COOPER, Secretary of State.

Lockhart Railroad.

The State of South Carolina. Office of the Secretary of State.

Whereas, John C. Carey and Whitner K. Livingston, of Lockhart, John H. Montgomery and John B. Cleveland, of Spartanburg, and Alfred H. Foster, of Union, S. C., did on the fifth day of September, 1899, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of Lockhart Railroad.

The principal place of business of the corporation will be Lockhart, in Union County, S. C.

The general purpose of the corporation, and the nature of business it proposes to do, is to construct, operate and maintain a line of railroad between Lockhart Mills, in Union County, and a point on the Southern Railroad about two miles southeast of Jonesville, in said Union County, at or near a point known as Orr's Crossing, which

said points (Lockhart Mills and point at or near Orr's Crossing) shall be the termini of said railroad. That said railroad will pass through the townships of Pinckney and Jonesville, in the county of Union, State of South Carolina, will be fifteen miles in length, will be altogether within the limits of the State of South Carolina, and will be operated as an industrial corporation. That no part of said railroad has been constructed.

The motive power to be used is steam, and the gauge of the road to be standard.

That the minimum amount of the capital stock upon which the corporation may organize shall be twenty-five thousand dollars; and the maximum amount to which said capital stock may be increased shall be one hundred thousand dollars; divided into shares of the par value of one hundred dollars each.

That it is proposed to organize said corporation under the provisions of An Act of the General Assembly of the State of South Carolina, entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof," approved February 28th, 1899.

That notice, for four weeks before this application is made, stating that such application would be made, the time and place of the application for the same, has been published in Union County, where the right to condemn lands will be acquired under such charter, in a newspaper, "The Union Times," published in Union County, at Union Court House, for each week for four weeks before such application.

And whereas, on the fifth day of September, A. D. 1899, the above named petitioners, to wit: John C. Cary, Whitner K. Livingston, John H. Montgomery, John B. Cleveland, and Alfred H. Foster, were appointed by me a Board of Corporators, and were authorized to open books of subscription to the capital stock of the said company purposed to be organized as set forth in the above mentioned declaration, after not less than thirty days notice, published once a week in the Union Times, a newspaper published in the city of Union, county aforesaid.

And whereas, on the twenty-third day of October, A. D. 1899, a majority of the above named Board of Corporators, to wit: John C. Cary, Jno. B. Cleveland and John H. Montgomery, did file with the Secretary of State their return in writing, over their signatures, certifying, among other things, that pursuant to published notice as required in the Commission of the said corporators, the books of subscription to the captial stock of the aforesaid purposed company were

duly opened, and that thereupon exceeding fifty per cent. of the aggregate amount of the capital stock was subscribed by bona fide subscribers.

Second. That a meeting of the stockholders was held on the 21st day of October, 1899, at which a majority of all the stock being present, in person or by proxy, the following were elected Directors, to wit: John C. Carey, John H. Montgomery, John B. Cleveland, A. H. Foster and W. K. Livingston.

Second. That subsequently there was elected as President John C. Carey; as Secretary W. K. Livingston; as Treasurer John C. Cary.

Third. That over twenty per cent. of the aggregate capital stock and the amount subscribed has been paid to the Treasurer.

Fourth. The names and residences of the subscribers and the amounts subscribed by each are as follows: Lockhart Mills, Lockhart, S. C., by Jno. C. Cary, President and Treasurer, 245 shares, \$24,500; John C. Cary, Lockhart, S. C., one share; \$100; John H. Montgomery, Spartanburg, S. C., one share, \$100; John B. Cleveland, Spartanburg, S. C., one share, \$100; A. H. Foster, Union, S. C., one share, \$100; W. K. Livingston, Lockhart, S. C., one share, \$100.

Fifth. The names and residences of the Board of Directors, President and Secretary of the company, are as follows: John C. Cary, Lockhart, S. C.; John B. Cleveland, Spartanburg, S. C.; John H. Montgomery, Spartanburg, S. C.; A. H. Foster, Union, S. C.; W. K. Livingston, Lockhart, S. C.

Now therefore, I, M. R. Cooper, Secretary of State, by virtue of the authority in me vested by the aforesaid Act, and all other Acts me thereto enabling, do hereby certify that the aforesaid company has been fully organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I hereby declare the said Lockhart Railroad to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State. It is hereby required that this charter be recorded in the office of the Register of Mesne Conveyance or Clerk of Court of Union County. It is furthermore a condition of this charter that the said Lockhart Railroad shall be demed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within two years from the date hereof, and complete the same within five vears thereafter.

Given under my hand and the seal of the State, at Columbia, this twenty-third day of October, in the year of our Lord one thousand eight hundred and ninety-nine, and in the one hundred and twenty-fourth year of the independence of the United States of America.

M. R. COOPER, Secretary of State.

Chattanooga, Augusta and Charleston Air Line Railway Company.

The State of South Carolina. By the Secretary of State.

Whereas, Thomas W. Alexander, J. D. Dawson, Paul Mustin, Charles S. Heard, James U. Jackson, F. E. Fleming and Boykin Wright, all of Augusta, Ga.; S. W. Travers and E. R. Williams, of Richmond, Va.; R. Goodwyn Rhett, George W. Williams, Jr., C. Wulburn and W. B. Chisholm, all of Charleston, S. C.; Joseph M. Brown and Jack J. Spalding, of Atlanta, Ga.; and A. H. Hodgson, of Athens, Ga.; did, on the fourth day of October, A. D. 1899, file in the office of the Secretary of State of South Carolina, a written declaration, signed by themselves, setting forth:

First. The names and residences of the petitioners to be as above given.

Second. The name of the proposed corporation is the following, to wit: "Chattanooga, Augusta and Charleston Air Line Railway Company."

Third. That it proposes to have its principal place of business in the city of Charleston, in the State of South Carolina.

Fourth. That the general nature of the business which it proposes to do is that of owning and operating a railroad, and it proposes to assume and claim under the provisions of the Constitution and laws of the State of South Carolina:

All the powers incident to railroad corporations, especially the powers of purchasing, acquiring and owning real estate, the power of condemning lands for rights of way, depots, station houses, side tracks, and all other purposes of said corporation.

The power of constructing and building a line of railroad between the termini stated below, and of operating the same as a common carrier under the laws of the State of South Carolina; and by and with the consent of the municipal authorities of any city or town through which it may pass, or in which it may have one of its termini, to locate its tracks and depots through, along, over and upon the land or lands of any public street or streets, market sites or parks therein, and to operate the same for any and all railroad purposes, and also to extend its tracks from any point or points on its proposed line within the county of Charleston to any point or points on Cooper or Ashley

Rivers, or on both, and along either or both of said rivers, with spurs or branches to any dock or docks, wharf or wharves on either or both of said rivers, and with the consent of the City Council of Charleston, through, across or along such streets of said city, whether now laid out or opened or hereafter laid out or opened, as may be necessary or proper for the purposes of said railroad, with all the powers and rights conferred by the Constitution and laws of this State to acquire rights of way; and further, to erect, construct, and maintain and operate at any point in the county of Charleston or elsewhere in this or other States, on such lands as it may own, lease or otherwise acquire, wharves, docks, basins, warehouses, elevators and cotton compresses, together with the approaches thereto, suitable for the accommodation of steamships, sailing vessels or boats, for the convenient loading, unloading, shipping, receiving, compressing, storing and warehousing of all kinds of merchandise or personal property, and to make advances and obtain a lien thereon, and to conduct the business usually conducted by warehousemen, wharfingers and lightermen, and of storing and elevating grains; and to charge and collect compensation for the storage, docking, wharfage, lighterage and all other labor incident thereto, including the expenses of weighing, insuring, elevating, storing or delivering such merchandise, and all other expenses incident thereto; and further, to construct, equip, purchase, hold, use, charter, own and navigate, sell, mortgage or otherwise dispose of, vessels propelled by steam or other motive power, or sailing vessels, and to use the same in transportation of merchandise, passengers and mails between any ports or port in this State and any ports or port in the United States or elsewhere, so as to carry on the business of general, through, coastwise or foreign transportation, to and from any point on its own line or connections; that one terminus of said railroad shall be within the city of Charleston, in the State of South Carolina, and the other on the western boundary line of the State of South Carolina on the Savannah River opposite or nearly opposite to the city of Augusta, in the State of Georgia, which said line, beginning in the city of Charleston, will pass from its terminus through the said city of Charleston, thence through the county of Charleston, and the parishes of St. Philips and St. Michaels, and St. Andrews, therein; thence through the county of Dorchester, and the townships of Dorchester, Collins, and Burns, therein; thence through the county of Colleton, and the townships of Sheridan, Verdier, Bell, Warren, and Broxton therein; thence through the county of Bamberg, and the townships of Fish Pond, Three Mile, and Buford's Bridge therein; thence through the county of Barnwell, and the townships of George's Creek, Barnwell, Red Oak, Rosemary, and Richland therein, and the town of Barnwell therein; thence through the county of Aiken, and the townships of Sleepy Hollow, Millbrook, Hammond, Gregg, and Schultz therein.

The total length of the said line will be about one hundred and twenty-five miles, of which no portion has yet been constructed.

The motive power proposed to be used is steam, and the gauge of the said road standard.

That the proposed road will not be wholly within the State of South Carolina, but is intended to be constructed from its terminus on the western boundary of the State of South Carolina through the city of Augusta, to or near the city of Athens, in the State of Georgia, to connect with the line of the Georgia, Carolina and Northern Railroad; and that the said corporation, so proposing to organize, will operate the said line as a part of the Seabord Air Line System of Railroads under such name as may hereafter be determined by the owners of said railroad.

Fifth. That the capital stock of said corporation will be twenty-five thousand dollars per mile, or a total of about three million one hundred and twenty-five thousand dollars; that said capital stock is to be paid at once, and not in instalments.

Sixth. That it is proposed to organize such corporation under the provisions of the Act entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and provide a mode for amending the charters thereof."

Seventh. That the said corporation intends to ask the right to condemn lands for its line through the counties, townships, parishes, cities and towns above named, and will make application therefor, and have given the notice required in the seventh section of the said Act, by publication thereof for four weeks in a newspaper published in each of the counties where the right to condemn lands is desired to be acquired.

And whereas, the above declaration, setting forth the performance of all things required by law, was duly filed and recorded in the office of the Secretary of State, on the fourth day of October, A. D. 1899.

Whereupon, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by the aforesaid Act, for good and sufficient reasons to me appearing, did appoint and commission, of the above named petitioners, R. Goodwyn Rhett, George W. Williams, Jr., C. Wulburn and W. B. Chisholm, all of whom

reside in the city of Charleston, State aforesaid, a Board of Corporators, authorizing them to open books of subscription to the capital stock of the company purposed to be organized, as set forth in the above mentioned declaration; and to organize and create the same; which commission and authority was issued and dated the fourth day of October, A. D. 1899, under the great seal of the State of South Carolina, and required the publication for not less than thirty days of a prescribed notice in the following newspapers, to wit: News and Courier or Charleston Post, of Charleston County; The Dorchester Democrat, of Dorchester County; The Press and Standard, of Colleton County; The Denmark Times, of Bamberg County; The Barnwell Sentinel or Barnwell People, of Barnwell County; The Journal and Review or Aiken Times, of Aiken County.

And whereas, on the first day of December, A. D. 1899, R. Goodwyn Rhett, George W. Williams, Jr., and C. Wulburn, being a majority of the said Board of Corporators duly appointed and commissioned, did file in the office of the Secretary of State their return in writing, setting forth that all the requirements of the Act entitled, "An Act to provide for the formation of Railroads, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved the 28th day of February, A. D. 1899, had been complied with.

That pursuant to published notice as required, books of subscription to the capital stock of the aforesaid purposed company were duly opened, and that five hundred dollars per mile of the aggregate amount of the capital stock were subscribed by bona fide subscribers.

Second. That a meeting of stockholders was held on the twenty-ninth day of November, 1899, at which a majority of all the stock being present, in person or by proxy, the following were elected, to wit: Directors: G. W. Williams, Jr., C. Wulburn, R. G. Rhett, W. B. Chisholm, C. S. Heard, James U. Jackson, S. H. Wilson, Henry Buist, E. R. Williams, S. W. Travers, W. B. S. Whaley and W. M. Wallace.

Third. That subsequently there was elected as President, E. R. Williams; as Vice-President and General Manager, James U. Jackson; as Secretary, Henry Buist; and as Treasurer, R. G. Rhett.

Fourth. That twenty per cent. of the aggregate capital stock subscribed has been paid to the Treasurer.

Fifth. That a profile map of the proposed route will be filed within one year from the date of this return.

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by an Act of the

General Assembly, entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway, and Canal Companies, and to define the powers thereof, and to provide a mode for amending the charters thereof," approved the twenty-eighth day of February, A. D. 1899, and all other Acts me thereto enabling, do hereby certify that the aforesaid company, the Chattanooga, Augusta and Charleston Air Line Railway Company, has been fully organized, according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I hereby declare the said Chattanooga, Augusta and Charleston Air Line Railway Company to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the offices of the Clerk of Court and Register of Mesne Conveyance in the counties of Charleston, Dorchester, Colleton, Bamberg, Barnwell, and Aiken, in the State of South Carolina.

It is furthermore a condition of this charter that the said Chattanooga, Augusta and Charleston Air Line Railway Company shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within two years from the date hereof, and complete the same within eight years thereafter.

Given under my hand and the seal of the State, at Columbia, this first day of December, in the year of our Lord one thousand eight hundred and ninety-nine, and in the one hundred and twenty-fourth year of the independence of the United States of America.

M. R. COOPER, Secretary of State.

AMENDMENT OF RAILROAD CHARTERS.

Chesterfield and Kershaw Railroad Company.

State of South Carolina. Office of Secretary of State.

Whereas, the Chesterfield and Kershaw Railroad Company was duly chartered by the General Assembly of the State of South Carolina, by an Act entitled, "An Act to charter the Chesterfield and Ker-

shaw Railroad Company," approved December 24, A. D. 1889; and Whereas, it appears by declaration duly filed in the office of the Secretary of State, that said company desires an amendment to its charter, by an increase of the capital stock to the sum of one million dollars, which declaration sets forth that thirty days notice of the time, place and purpose of a stockholders' meeting was duly given, at which each stockholder was present in person or by proxy, and a resolution adopted embodying and authorizing in behalf of the aforesaid company the said increase of capital stock, and the preference of taking same given the original subscribers to said capital stock; and a copy of said resolution attached to the said declaration;

Whereupon, the Secretary of State did prescribe a form of notice to the public that said application and declaration would be considered by the Secretary of State, on Saturday, November 25, A. D. 1899, or as soon thereafter as the application could be heard, which notice was required to be published for five days previous to such time, in the Cheraw Chronicle, which requirement was issued under the hand of the Secretary of State and the great seal of South Carolina, on the sixteenth day of November, A. D. 1899;

And whereas, on the said 25th day of November, A. D. 1899, due evidence of the publication of the aforesaid notice as required was duly filed in the office of the Secretary of State.

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly of South Carolina, entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to provide a mode for amending the charters thereof," approved February 28th, A. D. 1899, and all other Acts me thereto enabling, do hereby certify that the requirements of the law have been complied with, and for good and sufficient reasons to me appearing do hereby certify that the charter of the aforesaid company has been so amended.

Given under my hand and the seal of the State, at Columbia, this twenty-fifth day of November, in the year of our Lord one thousand eight hundred and ninety-nine, and in the one hundred and twenty-fourth year of the independence of the United States of America.

M. R. COOPER, Secretary of State. Ohio River, Anderson and Tide Water Railway Company.

The State of South Carolina. By the Secretary of State.

Whereas, the Western Carolina Railway Company was duly chartered by an Act of the General Assembly of South Carolina, approved December 20, A. D. 1890; and by an amendatory Act, approved February 11th, A. D. 1898, the name of the said company was changed to the Ohio River, Anderson and Tide Water Railway Company;

And whereas, on the first day of August, A. D. 1899, there was filed in the office of the Secretary of State a statement by the said Ohio River, Anderson and Tide Water Railway Company, by P. K. McCully, President, duly attested by J. L. Tribble, Secretary, setting forth that the said company desired an amendment to its charter, by amending section 10 of the amendatory Act, approved February 11th, A. D. 1898, entitled, "An Act to amend an Act entitled, 'An Act to incorporate the Western Carolina Railroad Company,' and to change the name thereof to that of the Ohio River, Anderson and Tide Water Railway Company,' "so that it will read as follows:

"Section 10. That this Act as amended shall be deemed a public Act, and shall continue in force until it expires by its own limitation, to wit: for a period of sixty years from the date of its approval, and until the first meeting of the General Assembly of the State thereafter."

And whereas, the said statement set forth that the said statement and application for amendment had been duly authorized by resolution of the stockholders of said company, which said resolution had been adopted by a unanimous vote of said stockholders present at a meeting thereof.

Whereupon, on the first day of August, A. D. 1899, the Secretary of State did issue his requirement as to published notice of the said desired change, requiring fourteen days notice published in the Anderson Intelligencer and Anderson Advocate, newspapers published in the county of Anderson, State aforesaid, of the consideration of the application for amendment, which notice set forth the proposed amendment:

And whereas, on the second day of September, A. D. 1899, P. K. McCully, President of the aforesaid Ohio River, Anderson and Tide Water Railway Company, did file in the office of the Secretary of State a certificate of the due publication of the aforesaid notice as required, and no objection to the aforesaid desired amendment being made to me;

And whereas, on the second day of September, A. D. 1899, the

said P. K. McCully, President as aforesaid, did file a further certificate, setting forth that each stockholder was given thirty days notice prior to the said meeting, which notice stated the time, place and purpose thereof;

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly of said State, entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved February 25th, A. D. 1899, do hereby certify that the requirements of the law have been complied with, and the said charter of the Ohio River, Anderson and Tide Water Railway Company, amended so that section 10 of the amendatory Act aforesaid shall read as follows:

"Section 10. That this Act as amended shall be deemed a public Act, and shall continue in force until it expires by its own limitation, to wit: for a period of sixty years from the date of approval, and until the first meeting of the General Assembly of the State thereafter."

Given under my hand and the seal of the State, at Columbia, this second day of September, in the year of our Lord one thousand eight hundred and ninety-nine, and in the one hundred and twenty-fourth year of the independence of the United States of America.

M. R. COOPER, Secretary of State.

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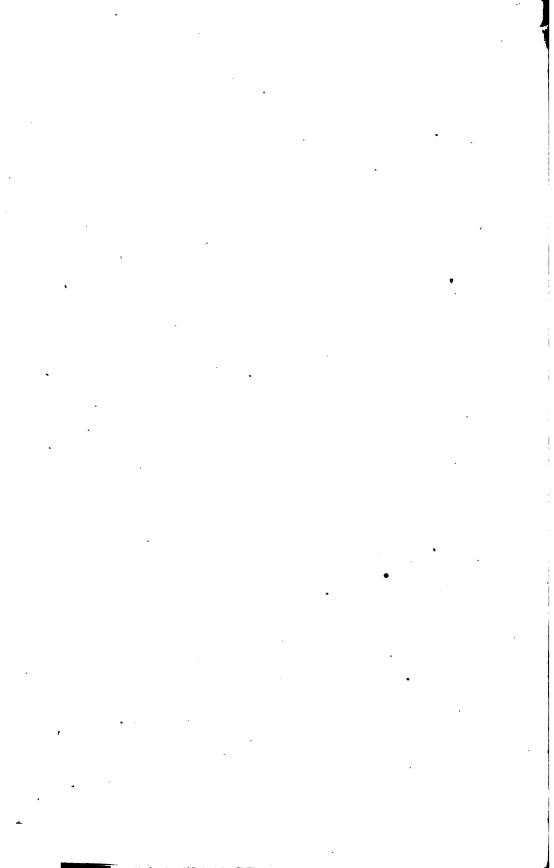
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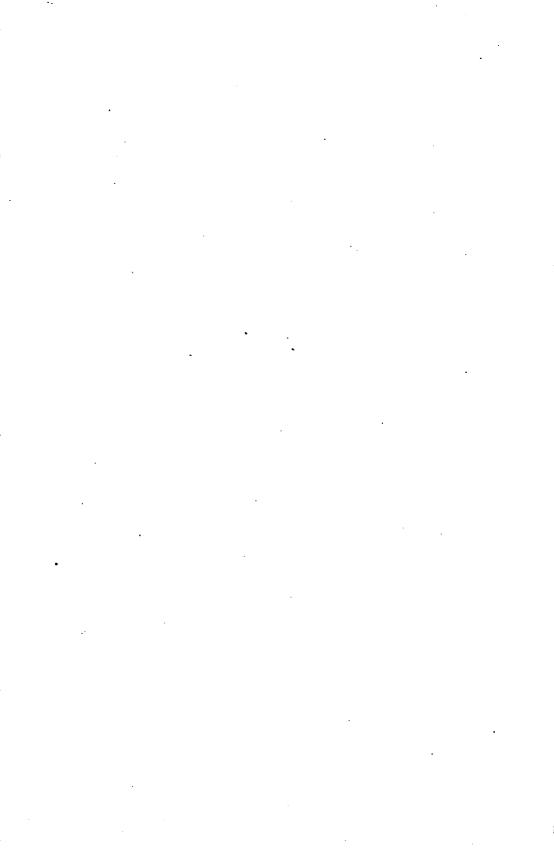
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ERRATA.

Marginal note on page 431 should read: "General Stock Law, chap. XXVII., G. S., chap. XXXV., R. S., amended."

Marginal note on page 357, bottom of page, should read: "Act 1890, XX., 718, section 280, R. S., amended."





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